

**2003 DRAFTING REQUEST**

**Senate Resolution**

Received: **01/16/2003**

Received By: **rmarchan**

Wanted: **Soon**

Identical to LRB:

For: **Mary Panzer (608) 266-7513**

By/Representing: **tad**

This file may be shown to any legislator: **NO**

Drafter: **rmarchan**

May Contact:

Addl. Drafters: **jkreye**

Subject: **Legislature - rules**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Panzer@legis.state.wi.us**

Carbon copy (CC:) to: **robert.marchant@legis.state.wi.us**  
**joseph.kreye@legis.state.wi.us**

**Pre Topic:**

No specific pre topic given

**Topic:**

Senate rules for start of session

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rmarchan 01/16/2003	kgilfoy 01/16/2003		_____			
/P1	rmarchan 01/21/2003	kgilfoy 01/21/2003	rschluet 01/17/2003	_____			

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P2	jkreye 02/11/2003	kgilfoy 02/11/2003	jfrantze 01/22/2003	_____	amentkow 01/22/2003		
/1			rschluet 02/12/2003	_____	sbasford 02/12/2003	amentkow 02/12/2003	

FE Sent For:

<END>

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11-2/11  
Kreye

SG PG  
2. 12-3

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Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

/P2

jfrantze \_\_\_\_\_  
01/22/2003 \_\_\_\_\_

amentkow  
01/22/2003

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1?	rmarchan	1/1-1/16/03 Kmg		CPH			
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FE Sent For:

only tech. changes were deleted on /p1. Analysis list of rules not checked

1-17-3  
Jb/peg  
<END>  
1/22

1/12-1/21/03  
Kmg \*\*\*\*\*NOTES

Senate Rule Drafting Changes

- ✓ Page 9 use language in existing rule rather than current membership throughout the draft. Don't make the switch to "current membership"
- ✓ Page 12 update "spread upon the journal" to more current terminology
- ✓ Page 18 revisit. Leave current rule as-is for now.
- ✓ Page 19 no on rule 18 (1m)
- ✓ Page 21 no on minority party changes (lines 4 + 5)
- ✓ Page 22 President appoint conference members and no on new language (l 13-14)
- ✓ Page 23 no on SR 23 changes (l 20 + ff)
- ✓ Page 24 revisit. Leave current rule as-is for now.
- ✓ Page 25 no to all new changes (l 3-23)
- ✓ Page 26 no to new change (l 1-7)
- ✓ Insert language on printing in journals (new SR 36?) Donnie draft (0551/11) (plus noted changes to ordering bones)
- ✓ Page 39 no to new language (l 5-11)
- ✓ Page 40 Changes to 41 (1a) "A motion to withdraw shall not be in order if it is made within 7 days prior to a scheduled public hearing or 7 days after a public hearing is held" Intent = motion is improper as described.
- ✓ Page 41 strike changes to (e) and (f) (41(c))
- ✓ Page 46 no to new language (l 12 + ff)
- Pages 47-49 rewrite germaneness with suggested language (SR 50-52) Do not use BD language.

Senate Rule 50, 51, and 52 – Let's simplify germaneness:

**SENATE RULE 50. Amendments must be germane.**

- ✓(1) Every amendment proposed must be germane to the subject of the proposal.
- ✓(2) A standing committee may not report any amendment for a proposal originating in either house, and the Senate may not consider any amendment that is not germane.
- ✓(3) An amendment shall not be considered if the presiding officer rules it non-germane.

- (4) The presiding officer may rule only on the germaneness of a senate amendment and only when the amendment is before the senate.
- (5) Amendments to an amendment must be germane to the amendment as well as to the original proposal.
- (6) Amendments beyond the degree of an amendment to an amendment to the main proposition are prohibited. For the purposes of this paragraph any substitute amendment, and any assembly amendment to a senate proposal or amendment, are considered a main proposition.
- (7) ~~Amendments that relate to a different subject~~, are intended to accomplish a different purpose, substitute another proposal pending before the senate, or negate the original proposal entirely are not germane.
- (8) Amendments identical in effect with one previously decided on the same bill are not germane.
- (9) The following are germane: Amendments that limit the scope of the proposal or relate only to details of the proposal. Amendments to a revision bill only if they do not add substantive material. Amendments proposing methods of raising revenue for appropriation bills. Amendments adding appropriations to revenue bills. Amendments adding appropriations necessary to fulfill the original intent of the proposal.

- ✓ Page 51 no to new language (spec. privilege)
- ✓ Page 53 no to new language (l 15-19)
- ✓ Page 54 no to new language (l 10 + ff ; SR66)
- ✓ Page 56 no to new language (l 5-19)
- ✓ Page 59 no to SR 75 changes and add Lasee language <sup>(under SR76)</sup> on president and time limits (see attached) (, or the Presiding Officer if there is no objection by the majority or minority leader may)
- ✓ ~~Page 61~~ <sup>Page 61 leave out</sup> no to new language (l 11-13)
- ✓ Page 76 remain silent on definition of legislative day (no to l 2-11)

Donna

Show Tad O'Hara

Current Rule

Senate Rule 76. Scheduling time limits for debate. The committee on senate organization may, or the majority leader and the minority leader if that committee does not object may jointly, designate time limits and schedules for debate. The time limits may be rejected or modified by majority vote of the senate, but this question is not debatable. The schedules and time limits shall be announced by the presiding officer immediately upon being presented. Promptly at the expiration of the time allotted, the presiding officer shall put the question.

Suggestion 1

Donna hasse like this one

Senate Rule 76. Scheduling time limits for debate. The committee on senate organization may, or the majority leader and the minority leader if that committee does not object may jointly, **or the Presiding Officer if there is no objection by the majority or minority leader may** designate time limits and schedules for debate. The time limits may be rejected or modified by majority vote of the senate, but this question is not debatable. The schedules and time limits shall be announced by the presiding officer immediately upon being presented. Promptly at the expiration of the time allotted, the presiding officer shall put the question.

Suggestion 2

Senate Rule 76. Scheduling time limits for debate. The committee on senate organization may, or **the Presiding Officer** or the majority leader and the minority leader if that committee does not object may jointly, designate time limits and schedules for debate. The time limits may be rejected or modified by majority vote of the senate, but this question is not debatable. The schedules and time limits shall be announced by the presiding officer immediately upon being presented. Promptly at the expiration of the time allotted, the presiding officer shall put the question.

Lasce [unclear]



## 2003 SENATE RESOLUTION

Rule change to accomplish  
immediate electronic publication

2nd order Entries by Chief Clerk

3rd order I introduction of proposals

1 **To renumber** senate rule 46 (1); **to amend** senate rule 36 (1m) (b), senate rule 46  
2 (2) (a) and senate rule 46 (5); and **to create** senate rule 46 (1) (b) and senate rule  
3 46 (2) (d); **relating to:** recording items in the senate journal of proceedings and  
4 announcing senate actions.

---

### *Analysis by the Legislative Reference Bureau*

The senate chief clerk currently is required to prepare and transmit for reproduction the senate's journal of proceedings after the close of each daily session and, if so directed by the president of the senate or chairperson of the committee on senate organization, on any nonsession day. This resolution requires the chief clerk to record official actions such as introductions and referrals, including those that occur on nonsession days, in the next published journal. The resolution also requires the chief clerk to announce these actions on the next session day under an appropriate order of business.

Currently, the rules require the chief clerk to record amendments at the end of each day's journal. This resolution deletes that requirement and, as a result, provides the chief clerk with discretion to record amendments in the journal in a location designated by the chief clerk.

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5 **Resolved by the senate, That:**

6 **SECTION 1.** Senate rule 36 (1m) (b) is amended to read:

1           SENATE RULE 36 (1m) (b) Whenever the introduction and referral of a senate  
2           proposal or the receipt and referral of an assembly proposal occurs on a day on which  
3           the senate does not meet, the chief clerk shall record in the journal the appropriate  
4           information concerning the proposal and such recording shall constitute clerk's act  
5           of recording the proposal in the journal under rule 46 (1) (b) constitutes the proposal's  
6           first reading.

7           **SECTION 2.** Senate rule 46 (1) is renumbered senate rule 46 (1) (a).

8           **SECTION 3.** Senate rule 46 (1) (b) is created to read:

9           SENATE RULE 46 (1) (b) The chief clerk shall announce each document  
10          introduced or offered under par. (a), and each proposal received from the assembly,  
11          on the next session day under the appropriate order of business. The document or  
12          proposal shall be recorded in the first journal published after the document or  
13          proposal is received by the chief clerk.

14          **SECTION 4.** Senate rule 46 (2) (a) is amended to read:

15          SENATE RULE 46 (2) (a) The chief clerk shall advise the president of documents  
16          that must be referred under the rules and the president shall promptly refer the  
17          document to the appropriate committee. ~~The chief clerk shall announce the referral~~  
18          ~~on the next session day upon reaching the appropriate order of business.~~

19          **SECTION 5.** Senate rule 46 (2) (d) is created to read:

20          SENATE RULE 46 (2) (d) The chief clerk shall announce each referral, or  
21          withdrawal and rereferral, provided for under the senate rules on the next session  
22          day under the appropriate order of business. Each referral, or withdrawal and  
23          rereferral, shall be recorded in the first journal published after the referral, or  
24          withdrawal and rereferral, occurs.

25          **SECTION 6.** Senate rule 46 (5) is amended to read:

1           SENATE RULE 46 (5) A proposed amendment that is offered shall have a heading  
2           stating the number of the proposal that it is proposed to amend and the name of the  
3           member proposing the amendment. The chief clerk shall read the number of the  
4           amendment. The amendment shall be reproduced. The jacket copy of the  
5           amendment shall be placed in the jacket and copies shall be distributed as provided  
6           by the rules. ~~Amendments filed shall be recorded at the end of each day's journal.~~

7  
(END)

## Marchant, Robert

---

**From:** Schneider, Donald J.  
**Sent:** Friday, January 17, 2003 4:07 PM  
**To:** Marchant, Robert  
**Subject:** RE: Changes to senate rules

Hi Rob:

Sorry I missed calling you.

My recommendation is 2nd Order-----"Chief Clerk Entries"

3rd Order - Introduction and First Reading of Proposals.

Thanks,

-----Original Message-----

**From:** Marchant, Robert  
**Sent:** Friday, January 17, 2003 3:23 PM  
**To:** Schneider, Donald J.  
**Cc:** Kreye, Joseph  
**Subject:** Changes to senate rules

Don--

I am writing to follow up a message I left for you to call me. I thought it might be helpful for you to see this information in writing. I have been working on incorporating LRB-0551 into the senate rules--in particular the order of business. Is the language below sufficient, in your opinion? It seems to me the second order would overlap with both the third and the fourth order, as proposed below. Maybe we can replace the third and the fourth order with the second order. Or, should the second order refer to recording proposals, etc. in the journal, as opposed to announcing them?

Your thoughts would be much appreciated.

(b) Second order. ~~Introduction and reference of resolutions and joint resolutions~~ Announcement of proposals, referrals, and withdrawals and referrals pursuant to rule 46 (1) (b) and (2) (d).

(c) Third order. ~~Introduction, first reading, and reference of bills and reference of resolutions and joint resolutions.~~

(d) Fourth order. ~~Reports of committees~~ Introduction, first reading, and reference of bills.

Robert J. Marchant  
Legislative Attorney  
State of Wisconsin Legislative Reference Bureau  
608-261-4454



State of Wisconsin  
2003 - 2004 LEGISLATURE

1538/P1

LRB-0054/P1

Bm/jk/PJD:kmg:pg

↑  
*(Signature)*

1-17-03

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

**2003 SENATE RESOLUTION**

*neg*

1 **To renumber** senate rule 4 (intro.) and (1) to (8) and senate rule 33 (3); **to renumber**  
2 **and amend** senate rule 4 (10), senate rule 49 and senate rule 99 (17); **to amend**  
3 senate rule 1, senate rule 1m, senate rule 2, senate rule 3, senate rule 3m,  
4 senate rule 4, senate rule 5, senate rule 6, senate rule 7, senate rule 8, senate  
5 rule 11, senate rule 12, senate rule 13, senate rule 14, senate rule 15, senate rule  
6 16, senate rule 17, senate rule 18, senate rule 19, senate rule 20, senate rule  
7 20m, senate rule 21, senate rule 22, senate rule 23, senate rule 24, senate rule  
8 25, senate rule 26, senate rule 27, senate rule 28, senate rule 29, senate rule 30,  
9 senate rule 31, senate rule 32, senate rule 33, senate rule 34, senate rule 35,  
10 senate rule 36, senate rule 37, senate rule 38, senate rule 39, senate rule 40,  
11 senate rule 41, senate rule 42, senate rule 43, senate rule 44, senate rule 45,  
12 senate rule 46, senate rule 47, senate rule 48, senate rule 50, senate rule 51,  
13 senate rule 52, senate rule 53, senate rule 55, senate rule 56, senate rule 57,  
14 senate rule 58, senate rule 59, senate rule 60, senate rule 61, senate rule 62,

1 senate rule 63, senate rule 64, senate rule 65, senate rule 66, senate rule 67,  
2 senate rule 68, senate rule 69, senate rule 70, senate rule 71, senate rule 72,  
3 senate rule 73, senate rule 74, senate rule 75, senate rule 76, senate rule 77,  
4 senate rule 78, senate rule 79, senate rule 80, senate rule 81, senate rule 82,  
5 senate rule 83, senate rule 84, senate rule 85, senate rule 86, senate rule 87,  
6 senate rule 88, senate rule 89, senate rule 90, senate rule 91, senate rule 92,  
7 senate rule 93, senate rule 94, senate rule 95, senate rule 96, senate rule 97,  
8 senate rule 98 and senate rule 99; and *to create* senate rule 18 (1m), senate rule  
9 20 (8), senate rule 25 (1b), senate rule 25 (1d), senate rule 25 (1m), senate rule  
10 25 (1m), senate rule 25 (1m), senate rule 25 (3), senate rule 38 (1d), senate rule  
11 38 (1m), senate rule 41 (1) (f), senate rule 49 (2), senate rule 50 (12), senate rule  
12 50 (13), senate rule 64m, senate rule 67 (8m) and senate rule 99 (57p); **relating**  
13 **to:** the senate rules.

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### *Analysis by the Legislative Reference Bureau*

This is a preliminary draft. All of the joint rules are set out in full in this draft, even if they are not amended. For the final draft that is offered, all unamended rules will be deleted. Created provisions that are based on existing rules are sometimes shown with the striking and underscoring that these resolutions make in the copied rule. For the final draft that is offered, in the "created" rules all of the stricken language will be deleted and all of the underscored language will be converted to plain text. There are a number of in-text notes following affected provisions. For the final draft that is offered, the notes will be deleted. Several of the substantive changes are alternatives that require the deletion of one if another is retained in the draft that will be offered. For the final draft that is offered, all alternatives, except one, will be deleted.

This draft includes style changes, changes proposed in previous sessions by legislators, and changes made to clarify provisions that legislators and aides called about and asked questions. I reviewed my correspondence to check if any rule needed to be amended or a new one created to clarify proceedings of the senate. I have included provisions from the assembly rules. I don't necessarily think all of the included substantive changes are desirable, but setting them out in this draft should help you decide what changes need to be made for the 2003 session. Please review and suggest deletions, changes, and additions. You may wish to review this draft in

This resolution makes the following changes to the senate rules: P

several steps. The first redraft would have only deletions of the provisions to which you are opposed. It could then be circulated to those you want to have a chance to comment on the remaining changes. The next redraft would incorporate changes and the third redraft additions.

*Senate Rules 1 (1), 5 (1), and 6 (1):* This resolution provides that the senate shall elect, by roll call vote, rather than designate, one of its members to serve as president and elect, by roll call vote, one to serve as president pro tempore. The resolution also provides that the president, president pro tempore, chief clerk, and sergeant at arms shall serve for the biennial session unless separated by death, resignation, or removal by the adoption of a resolution by a majority of the current membership.

*Senate Rules 1 (1), 5 (1), 6 (1), 7 (2), 14, 15, 16, 18 (1), 24, 25 (2), 27 (3), 38 (1), 39, 47 (4), 62, 65, 67 (4), 76, 77 (1) and (3), 80, 85 (5) and (7), 86, 90, 93 (6), and 99 (5) and (62):* The resolution standardizes the use of "majority" by stating to which type of majority the rule refers and applies throughout the rules the default rule in Joint Rule 12, which provides that, unless otherwise provided, all questions are decided by a majority of a quorum.

*Senate Rules 1 (1), 4 (1), 5 (1), 6 (1), 8 (1), 11 (2) and (5), 16, 18, 20 (1) and (2), 23, 25 (1), 32 (2), 33 (2), 41 (1) (d), 46 (2) (a), 75, 90, 92, 93, 97, and 99 (27m), (35), (43), (48), (57p), (66), (79), and (82):* The resolution standardizes the use of "session" to specify when it means daily session, when it means biennial session, and when it means that a house is sitting in session.

*Senate Rules 32 (2), 46 (2) (a), 59, 67 (3), 75, and 99 (43) and (63):* The resolution standardizes the use of "day" to specify when it means roll call day, when it means legislative day, when it means business day, when it means working day, and when it means day.

*Senate Rules 18 (1m) and 38 (1m):* The resolution directs the committee on organization to review each executive budget bill introduced under section 16.47 (1) of the statutes, and each substitute amendment offered to it, to determine that the bill or substitute amendment if contains policy items. If the committee determines that the bill or substitute amendment contains policy items, the committee is directed to offer an amendment deleting the policy items. If the committee on organization determines that an executive budget bill contains policy items, the senate may not order the bill engrossed until it adopts or rejects the amendment offered.

*Senate Rule 20 (8):* The resolution provides that no member of the senate may serve more than 2 consecutive 2-year terms as chairperson of the same standing committee.

*Senate Rule 23:* The resolution permits the committee on organization to be absent while the senate is sitting in session, without special leave.

*Senate Rule 25 (1b):* The resolution provides that a hearing on a proposal may not be held until 7 working days after the proposal is introduced or offered.

*Senate Rule 25 (1d):* The resolution provides that a committee may not vote on an amendment or substitute amendment unless a copy of the amendment has been made available to the members of the committee for at least 24 hours excluding

I  
Senate Rule 20m: The resolution authorizes the President, rather than the chairperson of the committee on organization, to appoint senate members of a conference committee.

Saturdays, Sundays, and state holidays specified in section 230.35 (4) (a) of the statutes.

*Senate Rule 25 (1m): First alternative.* The resolution provides that on the written petition of a majority of the members of a committee, omitting those who have resigned, have been removed, or have died, any proposal referred to the committee shall be scheduled for a public hearing.

*Senate Rule 25 (1m): Second alternative.* The resolution provides that every proposal referred to a committee shall be given a public hearing within 60 days after it is referred or rereferred to the committee. Any other business relevant to the title of the committee may, at the discretion of the chairperson, be scheduled for a public hearing.

*Senate Rule 25 (1m): Third alternative.* The resolution provides that on the written petition of a majority of the members of a committee, omitting those who have resigned, have been removed, or have died, any proposal referred to the committee shall be scheduled, at the customary location for action by the committee, for a public hearing or for executive action on the date and at the time designated in the petition.

*Senate Rule 25 (3):* The resolution provides that a committee may not vote on an amendment or substitute amendment unless a copy of the amendment has been made available to the members of the committee for at least 24 hours excluding Saturdays, Sundays, and state holidays specified in section 230.35 (4) (a) of the statutes.

*Senate Rule 38 (1d):* The resolution provides that a private or local bill that embraces more than one subject or that does not express the subject in the title may not be ordered engrossed.

*Senate Rule 41 (1) (e):* The resolution provides that during any interim period between regularly scheduled floor periods, if the committee on senate organization receives a standing committee's report on a bill that by statute requires review by a joint survey committee before being passed, the committee on senate organization may, on any day of the interim, rerefer that bill to the joint committee on finance or the joint survey committee and, in that case, shall direct the chief clerk to record the rereferral by an appropriate entry in the journal.

*Senate Rule 41 (1) (f):* The resolution provides that during any interim period between regularly scheduled floor periods, if the committee on senate organization receives a report on a bill from the joint committee on finance or a joint survey committee, the committee on senate organization may, on any day of the interim, rerefer that bill to the joint committee on finance, to another joint survey committee, or to any other standing committee and, in that case, shall direct the chief clerk to record the rereferral by an appropriate entry in the journal.

✓ ✓ *Senate Rule 41 (2):* The resolution provides that questions of conference committee reports may be placed on the table, but may not be referred to committee.

*Senate Rule 49 (2):* The resolution provides that amendments to proposals may not be offered later than 24 hours before the proposal is taken up by the senate during the 2nd reading stage of the proposal without the consent of the president, majority leader, or minority leader. This rule and the accompanying change to Senate Rule

49 (1) applies the 24-hour rule in Joint Rule 96 (2) (joint resolutions) and Senate Rule 34 (1) (proposals) and in Senate Rule 25 (3) (amendments in committee), which is proposed in this resolution, to amendments offered for consideration by the senate.

*Senate Rule 50 (12):* The resolution provides that an amendment to a multisubject or multipurpose bill is germane if the subject or purpose of the amendment is substantially similar to the subject or purpose of any one of the subjects or purposes of the bill or to the subject or purpose of the bill considered as a whole.

*Senate Rule 50 (13):* The resolution provides that conference committee reports are subject to the rules of germaneness as if they were amendments to proposals and amendments.

*Senate Rule 64m:* The resolution provides that a motion to recess or to remain informal to a day of the year other than the day of the year on which the motion is made shall be treated the same as, and has the same effect as, a motion to adjourn.

*Senate Rule 66:* The resolution provides that a motion to table, to reject, or to nonconcur, being decided, may not be again allowed on the same day unless the matter has been altered by amendment or advanced to a subsequent stage.

*Senate Rule 67 (8m):* The resolution provides that a motion for reconsideration may not be applied to: 1) the senate's approval or rejection of a conference committee report or of a nomination for appointment; 2) the senate's decision on a veto; or 3) a senate action to recede from its position on a proposal so as to agree with the position of the assembly.

*Senate Rule 68:* The resolution provides that a motion to adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to reconsider a nondebatable question or a call for the current or previous question, may not be placed on the table.

*Senate Rule 93 (1):* Under the current rule for special sessions, a senate proposal may not be considered unless it is germane to the subjects enumerated by the governor in the proclamation calling the special session or to the subjects enumerated by the committees on organization or in the joint resolution calling the extended or extraordinary session. This resolution, instead, provides that a senate proposal, or amendment, may not be considered unless it accomplishes the special purposes for which the special session was convened or the business specified in the action authorizing the extended floorperiod or extraordinary session.

*Senate Rule 93 (1p):* Under the current rule for special sessions, a senate proposal may not be considered unless it is recommended to be introduced or offered by the committee on senate organization or by the joint committee on employment relations. This resolution provides that a senate proposal may also be considered if it is recommended by the senate committee on finance, the joint committee on finance, or the joint committee on legislative organization.

**CHAPTER 1:  
OFFICERS - ELECTION AND DUTIES**

**SECTION 1.** Senate rule 1 ~~is~~ amended to read: (title) and (1) are

**SENATE RULE 1. President; president pro tempore.** (1) The senate shall designate elect, by roll call vote, one of its members to serve as president for the legislative biennium and one to serve as president pro tempore. The president and president pro tempore shall serve for the biennial session unless separated by death, resignation, or removal by the adoption of a resolution by a majority of the current membership.

(2) The president is the senate's presiding officer and shall authenticate by personal signature all of the acts, orders, and proceedings of the senate.

\*\*\*NOTE: The change to "elect" is because of:

Article XIII, §6 Legislative officers. Section 6. The elective officers of the legislature, other than the presiding officers, shall be a chief clerk and a sergeant at arms, to be elected by each house.

Article IV, §30 Elections by legislature. Section 30. All elections made by the legislature shall be by roll call vote entered in the journals.

**SECTION 2.** Senate rule 1m ~~is~~ amended to read: (2)

**SENATE RULE 1m. Presiding officer; officers subordinate to committee on senate organization.** (1) The presiding officer shall, in general, represent and stand for the senate, declaring its will, and in all things obeying its commands.

(2) Every officer of the senate is subordinate to the committee on senate organization and, in all that relates to the discharge of that officer's several duties, is under the supervision of the committee on senate organization.

**SECTION 3.** Senate rule 2 is amended to read:

**SENATE RULE 2. Substitute president.** (1) When the president is absent or unable to preside over the senate sitting in session, the president pro tempore may

1       preside and assume all of the duties enumerated under rule 4. The substitution ~~shall~~  
2       does not extend beyond adjournment and shall end ends upon the president's return  
3       or the election of a new president.

\*\*\*\*NOTE: Is there any need to provide that some but not all temporary absences create the authority of the president pro tempore to act under this subsection? Does the provision always apply when the president is out of the country? Out of the state? Out of the city? Out of reach by phone or e-mail? A mere absence from the chamber during a daily session is clearly covered in the rules but this provision doesn't limit the absence by duration, distance, or illness. Governors have claimed the lieutenant governor can never exercise the power of governor unless the governor cannot be reached by modern communication devices (a rare case).

4       (2) When the president and president pro tempore are absent or unable to  
5       preside, the senate shall elect, by roll call vote, one of the its members shall be elected  
6       to temporarily perform all of the duties enumerated under rule 4 until the president  
7       or president pro tempore returns and is able to preside.

8       (3) The presiding officer may call any member to the chair, but the substitution  
9       shall does not extend beyond an adjournment or the return of the president.

10       **SECTION 4.** Senate rule 3 is amended to read:

11       **SENATE RULE 3. Duties of president pro tempore and majority leader.**  
12       When the president is separated by death, resignation, or removal from office, or is  
13       otherwise unable to serve, all of the powers and duties of the president not  
14       enumerated in rule 4 shall devolve upon the president pro tempore until a president  
15       is elected. When both the president and president pro tempore are separated by  
16       death, resignation, or removal from office, or are otherwise unable to serve, all of the  
17       powers and duties of the president not enumerated under rule 4 shall devolve upon  
18       the majority leader until a president is elected.

19       **SECTION 5.** Senate rule 3m is amended to read:

20       **SENATE RULE 3m. Voting by presiding officer.** A senator may not be excused  
21       from voting on any a question by reason of occupying the chair.

(title) and  
(intro.)

1 SECTION 6. Senate rule 4 (intro.) and (1) to (8) are renumbered senate rule 4  
2 (1) (intro.) and (a) to (h) ~~and senate rule 4 (1) (a) and (g), as renumbered, are~~

3 ~~SECTION 7. Senate rule 4 is amended to read:~~

4 SENATE RULE 4, <sup>(title)</sup> **Duties of president and presiding officer.** <sup>(1) (intro.)</sup> The president  
5 presiding officer shall:

6 (1) <sup>a</sup> Open the daily session, at the time to which adjournment is taken, by taking  
7 the chair and calling the members to order.

8 (2) Announce the business before the senate in the order in which it is to be  
9 acted upon.

10 (3) Receive and submit, in the proper manner, all motions and propositions  
11 presented by the members.

12 (4) Put to vote all questions that are regularly moved, or that necessarily arise  
13 in the course of proceedings, and announce the result.

14 (5) Restrain the members while engaged in debate, within the rules of order.

15 (6) Enforce on all occasions the observance of order and decorum among the  
16 members.

17 (7) <sup>a</sup> Inform the senate when necessary, or when referred to for that purpose, on  
18 any point of order or practice procedure.

19 (8) Receive messages and other communications from other branches of the  
20 government, and announce them to the senate.

21 (10) Refer every notice and report concerning a proposed administrative rule  
22 received by him or her under section 227.19 of the statutes to the appropriate  
23 standing committee of the senate within 7 working days following receipt, and  
24 provide notice to that committee whenever the president is informed that a proposed  
25 rule is being withdrawn. The president shall refer any report received from a

1 standing committee that objects to a proposed rule to the joint committee for review  
2 of administrative rules.

3 SECTION 8. Senate rule 4 (10) is renumbered senate rule 4 (2) and amended to  
4 read:

5 SENATE RULE 4 (2) Refer The president shall refer every notice and report  
6 concerning a proposed administrative rule received by ~~him or her~~ the presiding  
7 officer under section 227.19 of the statutes to the appropriate standing committee of  
8 the senate within 7 working days following receipt, and provide notice to that  
9 committee whenever the president is informed that a proposed rule is being  
10 withdrawn. The president shall refer any report received from a standing committee  
11 that objects to a proposed rule to the joint committee for review of administrative  
12 rules.

(1), (2)(c), (3) and (4) are

13 SECTION 9. Senate rule 5 is amended to read:

14 SENATE RULE 5 of Election and duties of chief clerk. (1) The At the  
15 commencement of each biennial session, the senate shall elect, by roll call vote, a  
16 chief clerk of the senate shall be elected at the commencement of each regular  
17 session, to. The chief clerk shall hold office for the full 2-year term of the legislature  
18 and until a successor is elected and qualified on the day of convening of the next  
19 legislature as established under section 13.02 (1) of the statutes unless removed  
20 separated by death, resignation, or the vote of removal by the adoption of a resolution

21 by a majority of the <sup>the vote of</sup> ~~actual present~~ <sup>plain</sup> ~~current~~ membership <sup>plain</sup> ~~of the senate~~ (plaintext)

\*\*\*\*NOTE: The addition of "roll call" vote is because of:

Article XIII, §6 Legislative officers. Section 6. The elective officers of the legislature, other than the presiding officers, shall be a chief clerk and a sergeant at arms, to be elected by each house.

Article IV, §30 Elections by legislature. Section 30. All elections made by the legislature shall be by roll call vote entered in the journals.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "resignation, or the vote of the senate."?

1       (2) The chief clerk shall:

2           (a) Superintend the recording of the journals of the proceedings.

3           (b) Supervise the engrossing and enrolling of senate proposals by the legislative  
4 reference bureau.

5       (2) (c) Prepare and transmit for reproduction its daily journal after the close  
6 adjournment of each daily session, and, if so directed by the president or chairperson  
7 of the committee on senate organization, on any day on which the senate does not  
8 meet.

9           (d) Ensure that records or papers belonging to the legislature are not removed  
10 from the custody of the chief clerk's office except as required in the regular course of  
11 business.

12       (3) The chief clerk shall be is responsible for all official acts of the employees  
13 assigned to that office, and may designate one of those employees as assistant chief  
14 clerk, who shall have has general supervision under the direction of the chief clerk  
15 and in the temporary absence of the chief clerk shall have has all of the powers and  
16 duties of the chief clerk. If the chief clerk is separated by death, resignation, or  
17 removal from office, the assistant chief clerk may exercise all of the powers and shall  
18 carry out all of the duties of the chief clerk until a chief clerk is elected.

\*\*\*\*Note: The current rules sometimes speak from the drafter's viewpoint, namely  
as of the time the rule was drafted. This draft changes future tenses and past tenses to  
present tenses in those cases that the rule should speak as of the time the senate applies  
the rule. By using the present tense, it also clarifies that it applies to the current cases,  
not just future cases.

19       (4) On the day of convening of the next legislature as established under section  
20 13.02 (1) of the statutes, when the president, president pro tempore, majority leader,

1 and assistant majority leader are absent or unable to preside over the senate sitting  
2 in session and the senate does not elect a substitute president under rule 2 (2), the  
3 chief clerk shall perform all of the duties enumerated under rule 4.

\*\*\*NOTE: Is this change correct? See also Senate Rule 3 ✓

(1) and (2) (b) and (f) are

4 SECTION 10. Senate rule 6 is amended to read:

5 SENATE RULE 6 of ~~Election and duties of sergeant at arms~~, (1) The At the

6 commencement of each biennial session, the senate shall elect, by roll call vote, a  
7 sergeant at arms of the senate shall be elected at the commencement of each regular  
8 session, to. The sergeant at arms shall hold office for the full 2-year term of the  
9 legislature and until a successor is elected and qualified on the day of convening of  
10 the next legislature as established under section 13.02 (1) of the statutes unless

11 removed separated by death, resignation, or the vote of removal by the adoption of  
12 a resolution by a majority of the actual present <sup>plain</sup> membership of the senate.

*the vote of* *plain* *plain* *[plain text]*

\*\*\*NOTE: The addition of "roll call" vote is because of:

Article XIII, §6 Legislative officers. Section 6. The elective officers of the legislature, other than the presiding officers, shall be a chief clerk and a sergeant at arms, to be elected by each house.

Article IV, §30 Elections by legislature. Section 30. All elections made by the legislature shall be by roll call vote entered in the journals.

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "resignation, or the vote of the senate."?

13 (2) The sergeant at arms shall:

14 (a) Carry out all orders of the senate or its presiding officer.

15 (b) Perform all the duties that may be assigned to the sergeant connected with  
16 the maintenance of decorum and good order in the chamber and in the galleries.

\*\*\*NOTE: The definition of chamber includes the galleries.

17 (c) Supervise the coming and going of all persons to and from the chamber.

18 (d) Enforce the provisions of rule 11 relating to lobbyists and lobbying.

- 1 (e) Provide for the prompt delivery of messages from or within the senate.
- 2 (f) Ensure that the chamber is properly ventilated and is open for the use of the
- 3 members as directed by the presiding officer or from one hour preceding any each
- 4 daily session until one hour after that day's adjournment.

5 ~~(g) Perform all other services pertaining to the office of sergeant at arms.~~

~~CHAPTER 2:  
ORDER AND DECORUM~~

(1) to (4) are

8 SECTION 11. Senate rule 7~~7~~ amended to read:

9 SENATE RULE 7~~7~~ ~~Presiding officer to preserve order; appeal~~ (1) The  
 10 presiding officer shall preserve order and decorum; may speak to points of order in  
 11 preference to others, rising for that purpose; and shall decide questions of order,  
 12 subject to an appeal by a member, on which appeal each member may speak once not  
 13 to exceed 5 minutes.

14 (2) Whenever a point of order is raised, the presiding officer may rule thereon  
 15 forthwith, or may defer the decision not later than the 5th order of business on the  
 16 2nd legislative day thereafter to provide time for examination of the precedents.  
 17 Questions not ruled on within the required time shall be decided by ~~a~~ the vote of the  
 18 majority of the ~~senate current membership~~ [plain text]

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "decided by the senate."?

19 (3) Whenever the presiding officer ~~finds it necessary to take~~ takes a point of  
 20 order under advisement in order to consult sources of parliamentary law and  
 21 practice procedure, the presiding officer shall submit the decision in writing, stating  
 22 the source consulted and the reasons for the decision. The text of the presiding  
 23 officer's decision shall be ~~spread upon~~ the journal. recorded in

1 (4) On appeal being taken, the question shall be is "Shall the decision of the  
2 presiding officer stand as the judgment of the senate?", which question, and the  
3 action thereon, shall be entered on the journal. The vote is taken by ayes and noes.  
4 A tie vote sustains the ruling of the presiding officer.

5 ~~(5) All points of order raised and the decisions thereon shall be entered in the~~  
6 ~~journal.~~

7 SECTION 12. Senate rule 8 ~~is~~ amended to read:

(Title), (1), (4) and (5) are

8 SENATE RULE 8 <sup>(title)</sup> ~~is~~ **Conduct during floor while sitting in session.** (1)

9 Members, officers, and employees shall wear appropriate attire while the senate is  
10 sitting in session. Appropriate attire for men includes the wearing of a coat.

11 ~~(2) While the presiding officer is addressing the senate, or submitting a~~  
12 ~~question, a member may not cross the floor or leave the senate. While a member is~~  
13 ~~speaking, a member may not walk between the speaking member and the presiding~~  
14 ~~officer.~~

15 ~~(3) A member or other person may not visit or remain by the clerk's table while~~  
16 ~~the ayes and noes are being called. A member may not leave his or her seat or be~~  
17 ~~disturbed by any other person while the ayes and noes are being called.~~

18 (4) A member or other person may not, within the bar of the senate, read  
19 newspapers or consume food, beverages, or any tobacco products.

20 (5) A member or other person may not smoke within the bar of the senate, the  
21 staff and press lobbies, and the visitors' galleries chamber.

22 SECTION 13. Senate rule 11 ~~is~~ amended to read:

(2), (3) and (5) are

23 SENATE RULE 11 <sup>g</sup> ~~Who may be admitted to the floor.~~ (1) ~~Persons of the~~

24 ~~following classes, and no others, shall be admitted to that portion of the floor of the~~  
25 ~~senate where the members sit in session: the governor, the lieutenant governor,~~



1 ~~members of the legislature, members of the staff of the sergeant at arms, and~~  
2 ~~designated members of the chief clerk's staff.~~

3 (2) Persons of the following classes, and no others, shall be admitted to that  
4 portion of the floor of the senate designated as the staff lobby ~~during while the senate~~  
5 is sitting in session thereof: state officers, employees of either house of the  
6 legislature, of legislative committees, and of legislative service agencies while  
7 engaged in the performance of their duties, members of congress, justices of the  
8 supreme court, and former members of the legislature.

9 (3) However, none of those persons in subs. (1) and (2) who are registered as  
10 lobbyists or engaged in defeating or promoting any pending legislation have the  
11 privilege of the area floor of the senate.

12 (4) A former senator or other person who is directly or indirectly interested in  
13 defeating or promoting any pending legislation, whether registered as a lobbyist or  
14 not, ~~does not have the privilege of the floor of the senate at any time.~~

15 (5) All accredited correspondents of the news media, who confine themselves  
16 to their professional duties, have the privilege of the floor of the senate, except that  
17 ~~during the sessions of the senate~~ while the senate is sitting in session the privilege  
18 extends only to the press lobby.

19 (6) Persons who are not specified in subs. (1) to (5) may be invited ~~on the floor~~  
20 ~~of the senate by the committee on senate organization.~~

21 **SECTION 14.** Senate rule 12 is amended to read:

22 **SENATE RULE 12. Privileges of senate to contestants for seats.** Contestants  
23 for seats have the privilege of the senate until their respective cases are disposed of;  
24 ~~the. The privilege to extend~~ extends only so far as access to the chamber, during the  
25 time occupied in settling the contest.



*(plan text)*

1 of absence. ~~Such~~ The leave may be granted at any time by a majority ~~the~~ vote of the  
2 senate at any time majority of the current membership

\*\*\*NOTE: Should this instead be a majority of those present?

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this section end with the phrase "granted at any time by the senate."?

\*\*\*NOTE: The senate rules usually refer to "members" but sometimes refer to "senators" and infrequently refer to "members of the senate". Should all references to "members of the senate" be changed to "members"? Should all references to "senators" or "a senator" (but not "Senator...") be changed to "members"?

3 SECTION 19. Senate rule 17 is amended to read:

*(1) (intro.) and (b) and (2) are*

4 SENATE RULE 17 ~~Order of business~~ *Order of business* (1) Following any opening prayer and  
5 the pledge of allegiance, the order of business in the senate shall be is as follows:

- 6 *(a) First order.* Call of roll.
- 7 (b) *Second order.* Introduction Offering and reference of resolutions and joint
- 8 resolutions.

- 9 *(c) Third order.* Introduction, first reading, and reference of bills.
- 10 (d) *Fourth order.* Reports of committees.
- 11 (e) *Fifth order.* Petitions and communications.
- 12 (f) *Sixth order.* Advise and consent of the senate.
- 13 (g) *Seventh order.* Referrals and receipt of committee reports concerning
- 14 proposed administrative rules.
- 15 (h) *Eighth order.* Messages from the assembly.
- 16 (i) *Ninth order.* Special orders.
- 17 (j) *Tenth order.* Consideration of motions and resolutions.
- 18 (k) *Eleventh order.* Second reading and amendment of senate joint resolutions
- 19 and senate bills.

1 (L) *Twelfth order.* ~~Second reading and amendment of assembly joint~~  
2 ~~resolutions and assembly bills.~~

3 (m) *Thirteenth order.* ~~Third reading of joint resolutions and bills.~~

4 (n) *Fourteenth order.* ~~Motions may be offered.~~

5 (o) *Fifteenth order.* ~~Announcements, adjournment honors, and remarks under~~  
6 ~~special privilege.~~

7 (p) *Sixteenth order.* ~~Adjournment.~~

8 (2) A proposal or other matter may be made a special order for a specified date  
9 and time by the committee on senate organization or by two-thirds of the members  
10 present. Once established, a special order can be postponed to a future date or time  
11 only by the committee on senate organization or by two-thirds of the members  
12 present. When the time for the special order has arrived and the special order is  
13 announced by the presiding officer, or attention thereto is called by ~~any~~ a member,  
14 the special order has precedence over the regular orders of business. Whenever the  
15 rules are suspended to advance such proposal or other matter to a subsequent stage,  
16 its precedence as a special order continues. Whenever any such special order is  
17 under consideration, it ~~shall~~ may not be interrupted by the arrival of the time for the  
18 consideration of another special order.

19 (3) ~~Special orders, once established, continue to be special orders, and when~~  
20 ~~laid over under the rules are special orders on their proper calendar, unless otherwise~~  
21 ~~ordered by the senate. Subsequent special orders shall be considered in their~~  
22 ~~chronological order and their priority over regular orders on the calendars remains.~~

23 (4) ~~With the prior consent of the majority leader and the minority leader and~~  
24 ~~upon the motion by one of them under any order of business at any time, any member~~  
25 ~~may be granted the floor for the purpose of introducing former members, state~~

1 officers, and other persons of unusual achievement as guests of the senate. The  
2 member making the introduction shall submit in writing to the chief clerk the names  
3 of the guests so introduced.

4 **SECTION 20.** Senate rule 18 is amended to read:

5 **SENATE RULE 18. Daily calendar.** (1) All proposals, appointments, or other  
6 business, referred to a committee and reported by it to the senate or withdrawn from  
7 it by the senate, all proposals or amendments received from the assembly for senate  
8 concurrence, and all reports from conference committees reports and veto messages  
9 received by the senate, shall be placed in the committee on senate organization. Any  
10 such business deposited with the chief clerk on a day when the senate does not meet  
11 may be placed in the committee on senate organization immediately, but shall be  
12 formally received by the senate on its next meeting day. The committee on senate  
13 organization shall establish a calendar, grouping together proposals, appointments,  
14 or other business according to similar subjects and in an appropriate order, and in  
15 such numbers as to constitute a workable and up-to-date calendar schedule. The  
16 committee on senate organization shall place a proposal, appointment, or other  
17 business on the calendar when directed to do so by ~~a majority~~ the vote of the senate  
18 majority of the current membership. The chairperson of the committee on senate  
19 organization may place a proposal, appointment, or other business that is in the  
20 committee on senate organization on a calendar that has been established by the  
21 committee.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and the penultimate sentence in this subsection end with the phrase "directed to do so by the senate."?

1 (2) The sergeant at arms shall distribute a copy of the calendar to all members  
2 before the calendar is acted upon. The chairperson of the committee on senate  
3 organization shall provide at least 18 hours' notice of other matters to be taken up  
4 on the next session legislative day, but the distributed calendar may not be changed  
5 within such 18-hour period.

6 (3) Except as provided in sub. (2), the distributed calendar shall show the  
7 business scheduled to be taken up on the current legislative day, organized according  
8 to the orders of business established by rule 17 (1). For proposals on 2nd reading,  
9 the calendar shall show all pending committee reports.

10 (4) Unless otherwise ordered, after completion of the 9th order of business of  
11 the current calendar roll call day, and before consideration of the 10th and succeeding  
12 orders, unfinished calendars shall be taken up and completed.

13 (5) Every proposal ordered engrossed and read a 3rd time, unless otherwise  
14 ordered by the senate, shall be taken up under the 13th order of business on the  
15 senate's next business roll call day.

16 **SECTION 21.** Senate rule 18 (1m) is created to read:

17 **SENATE RULE 18 (1m)** The committee on organization shall review each  
18 executive budget bill introduced under section 16.47 (1) of the statutes, and each  
19 substitute amendment offered to it, to determine if it contains policy items. If the  
20 committee determines that the bill or substitute amendment contains policy items,  
21 the committee shall offer an amendment deleting the policy items.

22 **SECTION 22.** Senate rule 19 is amended to read:

23 **SENATE RULE 19. Committee of the whole.** During the consideration of any  
24 a proposal or other matter, the senate may, on motion, which motion is debatable,  
25 resolve itself into a committee of the whole for the consideration of the proposal or

1 other matter. ~~The rules of the senate govern, as far as practicable, the proceedings~~  
 2 ~~in committee of the whole, except that a member may speak more than twice on the~~  
 3 ~~same subject; that a call for the ayes and noes or for the previous question cannot be~~  
 4 ~~made in the committee; the committee may not recess; and may not postpone to a~~  
 5 ~~future time a subject before it for consideration. The committee shall elect one of its~~  
 6 ~~members as chairperson of the committee of the whole.~~

7 **SECTION 23.** Senate rule 20 is amended to read: (1)(c), (2)(a) and (7) are

8 SENATE RULE 20. Standing committees of senate. (1) (a) Except as provided

9 in par. (b), the members of the committee on senate organization are:

- 10 1. The majority leader as chairperson.
- 11 2. The president.
- 12 3. The assistant majority leader.
- 13 4. The minority leader.
- 14 5. The assistant minority leader.

15 (b) If the 2 major political parties are represented in the senate by equal  
 16 membership, the members of the committee on senate organization are:

- 17 1. The president.
- 18 2. The former majority and minority leaders and former majority and minority  
 19 assistant leaders.
- 20 3. The former minority caucus chairperson.

21 (1) (c) The other standing committees of the senate shall be created by the  
 22 committee on senate organization as near to the commencement of the biennial  
 23 session as possible.

24 (2) (a) The chairperson of the committee on senate organization, as near to the  
 25 commencement of the biennial session as possible, shall make and report to the

1 senate all committee appointments of members of the majority and minority parties.  
2 The chairperson of the committee on senate organization shall designate a  
3 chairperson for each senate committee and joint committee.

4 (b) With regard to members of any the minority party, the appointments shall  
5 be based on nominations by the leader of that party.

\*\*\*\*NOTE: See s. 13.45, stats

6 (c) The majority and minority parties of the senate shall be represented on all  
7 senate standing committees and on all joint standing committees on the basis  
8 prescribed by the chairperson of the committee on senate organization, but at least  
9 in proportion to the representation of the 2 major political parties in the membership  
10 of the senate unless, for the senate membership of a joint committee, such  
11 proportional representation places the senate majority party in a minority position  
12 on the joint committee.

13 (3) (a) The members of the senate committee for review of administrative rules  
14 are the senate members of the statutory joint committee for review of administrative  
15 rules.

16 (b) When the joint committee for review of administrative rules fails to report  
17 a proposal referred to it by the senate, the proposal may be referred to the senate by  
18 the senate committee for review of administrative rules.

19 (4) (a) The members of the senate committee on finance are the senate members  
20 of the joint committee on finance.

21 (b) When the joint committee on finance fails to report a proposal referred to  
22 it by the senate, the proposal may be returned to the senate by the senate committee  
23 on finance.

1 (5) Each member shall serve on at least one senate or joint standing committee  
2 or joint survey committee.

3 (6) If senate seats are vacant, assignments to standing committees may be  
4 reserved for the senators who are to fill the vacancies, or current members may be  
5 designated to fill the vacant assignments temporarily in addition to their regular  
6 standing committee assignments until the new senators have been elected and  
7 qualified.

8 (7) Whenever ~~any~~ a member of the committee on senate organization is  
9 disabled and unable to serve, the senate may select a temporary replacement from  
10 among those senators of the same party affiliation. The replacement terminates  
11 upon the return of the disabled member.

12 **SECTION 24.** Senate rule ~~20~~ (8) is created to read:  
13 SENATE RULE 20 (8) No member of the senate may serve more than 2 consecutive  
14 2-year terms as chairperson of the same standing committee.

15 **SECTION 25.** Senate rule 20m is amended to read: president  
16 SENATE RULE 20m. **Committees of conference.** The chairperson of the  
17 ~~committee on senate organization~~ shall appoint the senate members of committees  
18 of conference.

19 **SECTION 26.** Senate rule 21 is amended to read:  
20 SENATE RULE 21. **Special committees.** All special committees shall be created  
21 by the committee on senate organization, designating the number and object, and be  
22 appointed by the chairperson of the committee on senate organization. The member  
23 first named shall act as is the chairperson of the special committee.

24 **SECTION 27.** Senate rule 22 is amended to read: (2)

1 ~~SENATE RULE 22. **Advice and consent of the senate.** (1) Whenever the~~  
2 ~~governor or the state superintendent of public instruction submits to the senate a~~  
3 ~~nomination for an appointment as required by law, the president shall refer the~~  
4 ~~nomination to the standing committee that the president deems to be the most~~  
5 ~~appropriate committee to pass upon the qualifications of the candidate. The~~  
6 ~~committee shall report its findings and recommendations to the senate in writing.~~  
7 ~~Nominations by the governor and the state superintendent of public instruction may~~  
8 ~~be considered, and the persons so nominated may with the advice and consent of the~~  
9 ~~senate be appointed, in special as well as in regular sessions.~~

10 ~~(2) On the question of the confirmation of appointments by the governor or the~~  
11 ~~state superintendent of public instruction, the vote shall be taken by ayes and noes,~~  
12 ~~which shall be entered upon the journal. The question of confirmation of the~~  
13 ~~appointments is not subject to a motion for reconsideration under rule 67. The senate~~  
14 ~~may, but is not required to, act upon an appointment resubmitted by the governor~~  
15 ~~or the state superintendent of public instruction when the identical appointment has~~  
16 ~~once been refused confirmation by the senate. The chief clerk shall record the~~  
17 ~~cumulative status of all appointments in the bulletin of proceedings. The senate~~  
18 ~~shall inform the governor and the assembly of the senate's final action on~~  
19 ~~confirmation of a nomination for appointment that requires assembly confirmation.~~

\*\*\*NOTE: ~~From Assembly Rule 51m, regarding confirmation of lieutenant~~  
~~governor.~~

20 **SECTION 28.** Senate rule 23 is amended to read:

21 **SENATE RULE 23. Committee not to be absent.** Members of a committee,  
22 except a conference committee of conference or the committee on organization, may

1 not be absent by reason of their appointment during while the sitting of the senate  
2 is sitting in session, without special leave.

3 **SECTION 29.** Senate rule 24 is amended to read:

4 **SENATE RULE 24. Committee quorum; subcommittees.** A majority of any  
5 the members of a committee, omitting those who have resigned, have been removed,  
6 or have died, constitutes a quorum for the transaction of business. Solely for the  
7 purpose of determining a quorum of a committee necessary to hold a public hearing,  
8 a member who is connected to the hearing by means of a 2-way, audiovisual  
9 transmission is considered present. Subcommittees may be appointed to take charge  
10 of any part of the committee's business and to report to the committee. Motions to  
11 reconsider may be made in committee, before the papers are reported to the senate.  
12 Rereference gives the committee full power to act without reconsidering its former  
13 action.

14 **SECTION 30.** Senate rule 25 is amended to read:

15 **SENATE RULE 25. Business in committees; notice of meeting.** (1) A  
16 chairperson who determines to hold a hearing shall schedule the hearing as early in  
17 the biennial session as practicable. The day, hour, and place of hearing before any  
18 each committee shall be posted on the bulletin board of each house, and such notice  
19 shall state the number, author, and relating clause of the proposal to be considered.  
20 Whenever a scheduled hearing is canceled, the chairperson shall immediately notify  
21 the chief clerk and post cancellation notices on the bulletin boards of each house.

22 (2) Whenever a proposal or other matter has been referred to committee, the  
23 proposal or other matter is within the sole jurisdiction of the majority of the members  
24 of a committee, omitting those who have resigned, have been removed, or have died.

1 A directive with respect to the committee's action thereon, other than a motion to  
2 withdraw from the committee, is not in order.

3 **SECTION 31.** Senate rule 25 (1b) is created to read:

4 SENATE RULE 25 (1b) A hearing on a proposal may not be held until 7 working  
5 days after the proposal is introduced or offered.

6 **SECTION 32.** Senate rule 25 (1d) is created to read:

7 SENATE RULE 25 (1d) A committee may not vote on an amendment or substitute  
8 amendment unless a copy of the amendment has been made available to the  
9 members of the committee for at least 24 hours excluding Saturdays, Sundays, and  
10 state holidays specified in section 230.35 (4) (a) of the statutes.

11 **SECTION 33.** Senate rule 25 (1m) is created to read:

12 SENATE RULE 25 (1m) On the written petition of a majority of the members of  
13 a committee, omitting those who have resigned, have been removed, or have died,  
14 any proposal referred to the committee shall be scheduled for a public hearing.

\*\*\*NOTE: Do you want "shall" changed to "must"?

15 **SECTION 34.** Senate rule 25 (1m) is created to read:

16 SENATE RULE 25 (1m) Every proposal referred to a committee shall be given a  
17 public hearing within 60 days after it is referred or rereferred to the committee. Any  
18 other business relevant to the title of the committee may, at the discretion of the  
19 chairperson, be scheduled for a public hearing.

20 **SECTION 35.** Senate rule 25 (1m) is created to read:

21 SENATE RULE 25 (1m) On the written petition of a majority of the members of  
22 a committee, omitting those who have resigned, have been removed, or have died,  
23 any proposal referred to the committee shall be scheduled, at the customary location

1 for action by the committee, for a public hearing or for executive action on the date  
2 and at the time designated in the petition.

3 **SECTION 36.** Senate rule 25 (3) is created to read:

4 **SENATE RULE 25 (3)** A committee may not vote on an amendment or substitute  
5 amendment unless a copy of the amendment has been made available to the  
6 members of the committee for at least 24 hours excluding Saturdays, Sundays, and  
7 state holidays specified in section 230.35 (4) (a) of the statutes.

8 **SECTION 37.** Senate rule 26 is amended to read:

9 **SENATE RULE 26. Schedule of committee activities.** (1) On or before  
10 Monday noon of each week the chairperson of each senate committee shall file with  
11 the chief clerk a list of the public hearings before that committee which will be held  
12 during the following week. The list shall be reproduced in full in the weekly schedule  
13 of committee activities. The chairperson of any senate committee may file notice of  
14 hearing on or before Monday noon of the 2nd week before the week in which the  
15 public hearing is scheduled so as to post advance notice of the hearing.

16 (2) Notwithstanding sub. (1), the cochairpersons of the joint committee on  
17 finance may announce that the committee will hold a public hearing on appropriate  
18 portions of the executive budget bill during the week following the governor's budget  
19 message.

20 **SECTION 38.** Senate rule 27 is amended to read:

(1), (3) and (4) are

21 **SENATE RULE 27, ~~Committee reports~~** (1) The chairperson of the committee  
22 to which any bill proposal is referred shall report in concise form the action of the  
23 committee and the date thereof, and shall authenticate the same by personal  
24 signature, e.g. for example:

25 The committee on ..... reports and recommends:

1 Senate Bill 24

2 AN ACT (relating clause)

3 Passage: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator .....

4 Absent or not voting (1), Senator .....

5 Senate Bill 26

6 AN ACT (relating clause)

7 Adoption of Senate Amendment 1: Ayes (5), Senators ..... , ..... , .....

8 , ..... , ..... ; Noes (0); Absent or not voting (0).

9 Passage as amended: Ayes (4), Senators ..... , ..... , ..... , .....

10 Noes (1), Senator ..... ; Absent or not voting (0).

11 Senate Bill 28

12 AN ACT (relating clause)

13 Adoption of Senate Substitute Amendment 1: Ayes (3), Senators ..... ,

14 ..... , ..... ; Noes (2), Senators ..... , ..... ; Absent or not voting (0).

15 Passage as amended: Ayes (2), Senators ..... , ..... ; Noes (2), Senators

16 ..... , ..... ; Absent or not voting (1), Senator ..... . Reported without

17 recommendation.

18 Senate Bill 30

19 AN ACT (relating clause)

20 Indefinite postponement: Ayes (5), Senators ..... , ..... , ..... , .....

21 ..... ; Noes (0); Absent or not voting (0).

22 Senate Bill ..... (LRB- ..... / .....

23 AN ACT (relating clause)

24 Introduction: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (1),

25 Senator ..... ; Absent or not voting (0).

1 Assembly Bill 32  
 2 AN ACT (relating clause)  
 3 Concurrence: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (0);  
 4 Absent or not voting (1), Senator .....

5 Assembly Bill 34  
 6 AN ACT (relating clause)  
 7 Nonconcurrence: Ayes (3), Senators ..... , ..... , ..... ; Noes (0); Absent  
 8 or not voting (2), Senators ..... and .....

9 Senate Resolution 10  
 10 A resolution relating to, etc.  
 11 Adoption: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator  
 12 .....; Absent or not voting (1), Senator .....

13 Senate Joint Resolution 50  
 14 A joint resolution relating to, etc.  
 15 Indefinite postponement: Ayes (5), Senators ..... , ..... , ..... , .....  
 16 ..... ; Noes (0); Absent or not voting (0).

17 ..... Chairperson

18 ~~(2) Each committee to which a proposed administrative rule is referred under~~  
 19 ~~rule 4 (10) shall submit a report within the review period specified in section 227.19~~  
 20 ~~(4) (b) of the statutes in the form specified in this rule, authenticated by the personal~~  
 21 ~~signature of the chairperson or cochairpersons. Whenever a committee schedules a~~  
 22 ~~public hearing or a meeting with an agency representative concerning a proposed~~  
 23 ~~rule, or whenever modifications to a proposed rule are agreed to be made or received,~~  
 24 ~~the committee shall submit an interim report. The form of the report is as follows:~~

25 (a) For standing committees:

1           The committee on ..... reports [and recommends]:

2           Clearinghouse Order 81-1 A PROPOSED ORDER of the .... (name of agency)

3 relating to rules concerning ....

4           PUBLIC HEARING SCHEDULED

5           (list date, time and place of public hearing)

6           Clearinghouse Order 81-2 A PROPOSED ORDER of the .... (name of agency)

7 relating to rules concerning ....

8           MEETING WITH AGENCY REPRESENTATIVE SCHEDULED

9           (list date, time and place of meeting)

10          Clearinghouse Order 81-3 A PROPOSED ORDER of the .... (name of agency)

11 relating to rules concerning ....

12          MODIFICATIONS TO BE MADE BY AGENCY

13          Clearinghouse Order 81-4 A PROPOSED ORDER of the .... (name of agency)

14 relating to rules concerning ....

15          MODIFICATIONS RECEIVED FROM AGENCY

16          Clearinghouse Order 81-5 A PROPOSED ORDER of the .... (name of agency)

17 relating to rules concerning ....

18          NO ACTION TAKEN

19          Clearinghouse Order 81-6 A PROPOSED ORDER of the ... (name of agency)

20 relating to rules concerning ....

21          OBJECTION: AYES 5, NOES 1, ABSENT 0

22          Ayes: (5) Senators ....., ....., ....., ....., .....

23          Noes: (1) Senator ....

24          Absent: (0) None

1 Clearinghouse Order 81-7 A PROPOSED ORDER of the .... (name of agency)  
2 relating to rules concerning ....

3 NO OBJECTION: AYES 5, NOES 1, ABSENT 0

4 Ayes: (5) Senators ....., ....., ....., ....., .....

5 Noes: (1) Senator ....

6 Absent: (0) None

7  
8 .....

9  
10 ..... Chairperson

11 (b) For the joint committee for review of administrative rules:

12 The joint committee for review of administrative rules reports [and  
13 recommends]:

14 Clearinghouse Order 81-8 A PROPOSED ORDER of the .... (name of  
15 agency) relating to rules concerning ....

16 OBJECTION: AYES 9, NOES 1, ABSENT 0

17 Ayes: (9) Senators ....., ....., ....., ....., .....

18 Representatives ....., ....., ....., .....

19 Noes: (1) Representative .....

20 Absent: (0) None

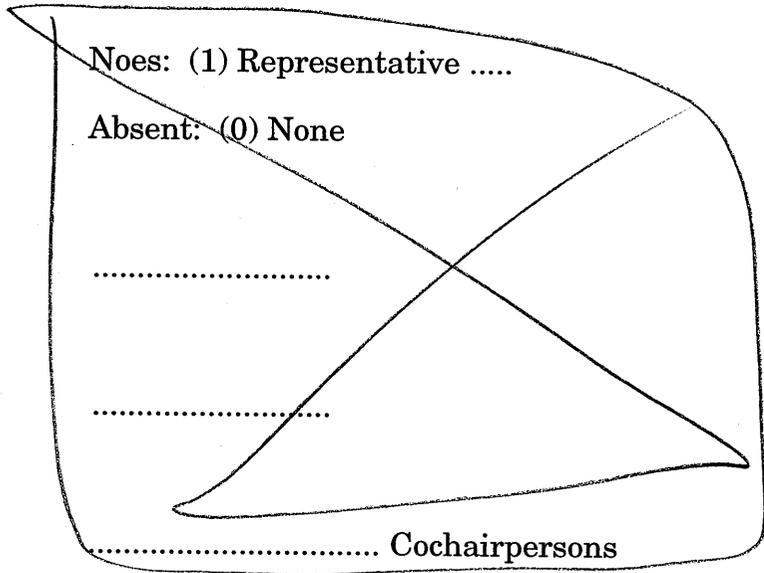
21 Clearinghouse Order 81-9 A PROPOSED ORDER of the .... (name of  
22 agency) relating to rules concerning ....

23 NONCONCURRENCE IN OBJECTION: AYES 9, NOES 1, ABSENT 0

24 Ayes: (9) Senators ....., ....., ....., ....., .....

25 Representatives ....., ....., ....., .....

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(3) Any amendment or substitute amendment, recommended by the committee for rejection, shall may not be reported to the senate. Any such amendment may, upon motion and a majority vote, be revived by the vote of the majority of the current membership while the proposal is still in the amendable stage.

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "be revived by the senate while the proposal is still in the amendable stage."?

(4) (a) A committee may report out a proposal or appointment without recommendation only if the vote is tied. The committee report shall indicate the actual numerical vote on the motion on which the recommendation is based.

(b) Notwithstanding par. (a), the chief clerk shall record in the journal that a bill proposal is reported without recommendation whenever the bill proposal is withdrawn from committee under rule 18 or 41 (1) (d).

(5) Whenever a proposal is reported by or withdrawn from committee, all amendments or substitute amendments to the proposal shall remain in the jacket envelope regardless of the committee's action thereon.

**SECTION 39.** Senate rule 28 is amended to read:



1 ~~(3) The chief clerk shall also enter in the history file for the proposal:~~

2 (3)(a) The actual date of each public hearing on the proposal.

3 (b) All motions and the disposition thereof.

4 (c) The date, and the resolution number, if any, of a request for an opinion of  
5 the attorney general on the proposal and the date on which the opinion was returned.

6 (d) The reproduction of a proposal with all adopted amendments engrossed  
7 therein.

8 (e) Any clerical correction of the proposal made as authorized by rule 31.

9 SECTION 42. Senate rule 31 ~~is~~ amended to read: *(H/Ke), (1) and (2) are*

10 SENATE RULE 31 <sup>*(title)*</sup> ~~is~~ **Clerical corrections to bills proposals.** (1) ~~Minor~~ The  
11 chief clerk shall correct minor clerical errors in any proposal, such as errors in  
12 orthography or grammar, or the use of one word for another, such as "affect" for  
13 "effect," wrong numbering or references, whether the errors occur in the original bill  
14 proposal or in any amendment thereto, ~~shall be corrected by the chief clerk.~~

15 (2) The chief clerk shall insert the enacting or usual enabling clause in any bill  
16 proposal before its passage or adoption if the same has been omitted. When  
17 necessary, the chief clerk shall correct the title of any bill so that the title ~~will show~~  
18 shows the sections affected, the subject to which the bill relates, and the making of  
19 an appropriation, if such is made by the bill.

20 (3) The chief clerk shall enter any corrections made by the clerk under this rule  
21 in the journal.

22 (4) The current edition of Webster's New International Dictionary is the  
23 standard.

24 SECTION 43. Senate rule 32 is amended to read:

1           **SENATE RULE 32. Reference to proposals and other matters.** (1) When first  
2 considered and thereafter each time that a proposal is considered after business  
3 relating to another subject has intervened, it shall be identified in the journal by  
4 number and relating clause. Thereafter all reference to ~~any~~ the proposal or petition  
5 either in the journal, or in messages ~~shall~~ must be by number only, except in the  
6 journal where the ayes and noes are entered. The chief clerk shall read the relating  
7 clauses except when the senate directs otherwise, except that in messages of  
8 approval of bills by the governor the chief clerk shall read the bill number only unless  
9 a member requests the relating clause to be read.

10           (2) No later than one-half hour following the adjournment of each ~~day's session~~  
11 legislative day, members may submit to the chief clerk in writing a listing of visitors  
12 from their districts who witnessed a part of the day's ~~session~~ meeting. The list,  
13 together with the record of the guests introduced on that legislative day under rule  
14 17 (4), shall be entered at the end of the day's journal.

15           **SECTION 44.** Senate rule 33 is amended to read:

16           **SENATE RULE 33. Introduction or offering of new proposals;**  
17 **admissibility of identical proposals; admissibility of resolutions in special**  
18 **session.** (1) ~~Any~~ A member may introduce or offer new proposals in accordance with  
19 rule 46 (1). Before ~~introducing or offering~~ a member introduces or offers a new  
20 proposal to the senate, ~~the member shall~~ cause the legislative reference bureau to  
21 shall prepare the proposal in the proper form, and with the requisite number of  
22 copies for introduction or offering. A proposal may not be received if it contains  
23 handwritten changes in the copies prepared by the legislative reference bureau.

24           (2) A proposal identical with one already rejected may not be introduced or  
25 offered. However, an assembly bill or joint resolution that is identical to a senate bill

1 or joint resolution previously rejected by the senate or any bill repealing a former act  
2 of the same biennial session may be introduced or offered.

3 (3) Resolutions offering commendations, congratulations, or condolences,  
4 memorializing congress or an individual, or affecting senate or legislative rules or  
5 procedures proceedings are declared not to be within the meaning of the term  
6 “business” under the constitutional provision limiting the matters to be considered  
7 during special sessions to those enumerated in the governor’s call for a special  
8 session.

\*\*\*\*NOTE: The term “proceedings” is from Article IV, section 8, of the constitution.  
This draft rennumbers SR 33 (3) into SR 93, which is the rule pertaining to special sessions.

9 SECTION 45. Senate rule 33 (3) is renumbered senate rule 93 (1d).

10 SECTION 46. Senate rule 34 is amended to read:

(1) and (4) are

11 SENATE RULE 34. ~~Proposals to be on file one day before action,~~ (1) All bills  
12 and joint resolutions, and all resolutions except those privileged for immediate  
13 consideration under rule 69, shall, after being distributed, must lay over one day  
14 before being considered.

15 (2) The requirement for a one-day layover does not apply to amendments, but  
16 copies of the full text of each amendment shall be distributed to the members before  
17 adoption of the amendment.

18 (3) Reading at length is required for resolutions privileged under rule 69 and  
19 for any governor’s veto message unless copies of the full text of the documents have  
20 been distributed to the members.

21 (4) ~~Any proposal for a certificate~~ A proposed citation under joint rule 7 shall,  
22 when received by the senate and whether originating in this house or in the  
23 assembly, be laid aside to allow time to examine the proposal proposed citation for

1 its appropriateness ~~under compliance with~~ joint rule 7 (1), (1m), and (2). Upon  
2 approval by the president and the chief clerk, the ~~proposals citations~~ are deemed  
3 considered approved by the senate and shall be so recorded in the journal. If the  
4 president or chief clerk refuses to approve a ~~proposal for a certificate proposed~~  
5 citation, the committee on senate organization may require the president and chief  
6 clerk to approve it. A written committee report is not necessary.

7 **SECTION 47.** Senate rule 35 is amended to read:

8 **SENATE RULE 35. Three separate readings.** Every bill, and every joint  
9 resolution proposing an amendment to the constitution, shall must receive 3  
10 separate readings by relating clause ~~previous~~ prior to its passage except where  
11 otherwise provided, but shall may not receive 2 readings on the same day.

12 **SECTION 48.** Senate rule 36 is amended to read:

13 **SENATE RULE 36. First reading; reference to committee.** (1) On the first  
14 reading, every bill requiring 3 readings under rule 35 and all resolutions not  
15 privileged by rule 69 shall be referred to the appropriate committee. The president  
16 shall determine the appropriate committee ~~shall be determined by the president~~  
17 under rule 46 and ~~shall be announced by the chief clerk~~ shall announce referral  
18 under the proper order of business. This rule applies to proposals originating in  
19 either house.

20 (1m) (a) On any legislative day when a report, showing the number and relating  
21 clause of proposals introduced or offered ~~for introduction~~ together with the  
22 president's referral, has been provided to the members ~~prior to~~ before the 2nd order  
23 of business, ~~such~~ the provision ~~shall serve~~ serves as the first reading and the  
24 announcement of the referral of ~~such~~ the proposals, and the content of the report  
25 shall be entered in the daily journal under the appropriate order of business.

1 Rereferral under this rule may be made at any time, but may not be used to satisfy  
2 section 13.093 (1) of the statutes.

3 (b) Whenever ~~the introduction and referral of a senate proposal is introduced~~  
4 ~~or offered and referred~~ or ~~the receipt and referral of an assembly proposal occurs is~~  
5 ~~received and referred~~ on a day on which the senate does not meet, the chief clerk shall  
6 record in the journal the appropriate information concerning the proposal and such  
7 recording ~~shall constitute~~ constitutes the proposal's first reading.

8 (2) (a) All bills introduced in the senate which by ~~any~~ statute require reference  
9 in the senate to a particular committee shall be so referred upon first reading and  
10 all assembly bills when received from the assembly shall be so referred upon first  
11 reading except where the assembly record on the bill discloses that the statutory  
12 requirement has been satisfied by reference to the committee in the assembly.

13 (b) Only one such reference is required under this rule and the adoption of an  
14 amendment does not require rereference, but such rereference may be ordered by the  
15 senate at any time before passage or concurrence.

16 (c) Notwithstanding par. (a), the president may refer ~~any~~ a bill that pertains  
17 only incidentally to a matter of concern to a joint survey committee directly to the  
18 committee appropriate to the major substance of that bill, and in that case shall  
19 direct the appropriate joint survey committee to prepare its report on the bill while  
20 that bill is in the possession of the other committee. This rule does not suspend the  
21 requirement that the report of the appropriate joint survey committee must be  
22 received before the bill is given its 2nd reading.

23 (2m) Bills referred to a statutory joint survey committee shall, upon report by  
24 that committee, be referred by the president to the appropriate standing committee  
25 of the senate.

(3) Whenever a proposal or other matter is referred to a special committee and the special committee makes its report thereon, the referral and report have the same effect as a reference to and a report by a standing committee.

SECTION 49. Senate rule 37 is amended to read:

SENATE RULE 37. ~~Second reading; ordering to a 3rd reading.~~ (2) and (3) are (1) Before a bill, or a joint resolution proposing an amendment to the constitution, is amended or ordered to a 3rd reading it shall be read a 2nd time.

(2) All amendments to the bill a proposal shall be retained in the original bill jacket for the proposal.

(3) Amendments to a substitute amendment already adopted are in order before the bill or resolution is ordered engrossed and read a 3rd time without reconsideration of the adoption of the substitute amendment.

SECTION 50. Senate rule 38 is amended to read:

SENATE RULE 38. **Third reading; question.** (1) Upon the 3rd reading of the bill the question is stated thus: "This bill having been read 3 separate times, the question is, "Shall the bill pass' or "Shall the bill be concurred in'," as the case may be, or other appropriate language may be used. A proposal on the calendar for 3rd reading is not subject to amendment but it may, on motion or by unanimous consent, be referred back to 2nd reading for the consideration of proposed amendments. Such a ~~The motion requires a majority the vote of the majority of the current membership~~ and is debatable. (plain text)

\*\*\*NOTE: Assembly Rule 76 provides the default rule which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "the vote of the senate and is debatable."?

(2) The position of a proposal on the calendar for 3rd reading is subject to removal from that position if such the removal is necessitated by a motion for

1 reconsideration that is pending or decided under rule 67, but if the motion is  
2 negatively decided before the proposal is reached for consideration under that order,  
3 the position of the proposal under the order remains unchanged.

4 **SECTION 51.** Senate rule 38 (1d) is created to read:

5 SENATE RULE 38 (1d) A private or local bill that embraces more than one subject  
6 or that does not express the subject in the title may not be ordered engrossed.

\*\*\*NOTE: Based on Article IV, section 18, of the constitution that provides: "No private or local bill which may be passed by the legislature shall embrace more than one subject, and that shall be expressed in the title."

7 **SECTION 52.** Senate rule 38 (1m) is created to read:

8 SENATE RULE 38 (1m) If the committee on organization, under rule 18 (1m),  
9 determines that an executive budget bill contains policy items, the senate may not  
10 order the bill engrossed until the senate adopts or rejects the amendment offered  
11 under rule 18 (1m).

\*\*\*NOTE: Together with senate rule 18 (1m), this rule requires that the senate consider an amendment to the budget bill deleting policy items.

12 **SECTION 53.** Senate rule 39 is amended to read:

13 SENATE RULE 39. **Minimum special quorum.** On the question on proposals  
14 ready for a 3rd reading in cases where a minimum special quorum is required by  
15 constitution, statutes, rules, or otherwise, and when there are permanent vacancies  
16 in the senate, the current membership presently serving is the basis for determining  
17 such minimum special quorum.

18 **SECTION 54.** Senate rule 40 is amended to read:

19 SENATE RULE 40. **Bill Proposal** amended on 3rd reading to be  
20 reengrossed. If a senate proposal ordered engrossed and read a 3rd time is  
21 amended or otherwise changed it shall be reengrossed before being read a 3rd time.  
22 Any senate proposal that passed the senate with amendments shall be engrossed

1 under the supervision of the chief clerk before being messaged to the assembly.  
2 However, if the amendment is an unamended substitute amendment, the original  
3 substitute amendment is the bill.

4 SECTION 55. Senate rule 41 is amended to read:

5 SENATE RULE 41. ~~Rereference in order; withdrawing from committee~~

6 (1) (a) Any A proposal or other matter may be rereferred at any time previous prior  
7 to its passage, except that a motion to withdraw from committee may not take effect  
8 before a committee hearing if a hearing has been scheduled when the motion to  
9 withdraw is made during the week in which the proposal or other matter is scheduled  
10 for a public hearing.

11 (b) A motion to rerefer or withdraw is in order, but the question is divisible, and  
12 the senate having once refused to rerefer or withdraw a proposal or other matter from  
13 committee, any subsequent motion to rerefer or withdraw ~~shall require~~ requires a  
14 suspension of the rules.

15 (c) A motion to withdraw a matter from the committee on senate organization  
16 ~~shall~~, if approved, ~~place~~ places the matter on the calendar. A motion to withdraw a  
17 matter from any other committee ~~shall~~, if approved, ~~place~~ places the matter in the  
18 committee on senate organization unless the senate rerefers the matter to a different  
19 committee.

\*\*\*\*Note: The current rules sometimes speak from the drafter's viewpoint, namely  
as of the time the rule was drafted. This draft changes future tenses and past tenses to  
present tenses in those cases that the rule should speak as of the time the senate applies  
the rule. By using the present tense, it also clarifies that it applies to the current cases,  
not just future cases.

20 (d) Whenever a bill is introduced in the senate or assembly under section 227.19  
21 (5) (e) or 227.26 (2) (f) of the statutes, the bill is considered reported without  
22 recommendation and shall be placed before the committee on senate organization if

1 a report is not received from the standing committee within 30 days after the date  
2 of referral. This paragraph does not apply if the bill is introduced within 30 days  
3 after the time at which further proposals may not be introduced or offered in the  
4 regular biennial session under joint rule 83 (2).

5 ~~(e) During any interim period between regularly scheduled floorperiods, if the  
6 committee on senate organization receives a standing committee's report on a bill  
7 that by statute requires review by the joint committee on finance or by a joint survey  
8 committee before being passed, the committee on senate organization may, on any  
9 day of the interim, rerefer that bill to the joint committee on finance or the joint  
10 survey committee and, in that case, shall direct the chief clerk to record the rereferral  
11 by an appropriate entry in the journal.~~

12 (2) Reference to committee is not in order after a proposal ~~has been~~ is passed  
13 or indefinitely postponed or finally disposed of by any action equivalent thereto.  
14 Questions of reconsideration, concurrence in amendments of the ~~other house~~  
15 assembly, conference committee reports, or executive vetoes may be placed on the  
16 table, but shall may not be referred to committee.

17 ~~(3) The legislative council is not a legislative committee within the meaning of  
18 this rule and reference of proposals thereto for recommendation as in the case of  
19 standing or special committees is not in order.~~

20 **SECTION 56.** Senate rule 41 (1) (f) is created to read:

21 ~~SENATE RULE 41 (1) (f) During any interim period between regularly scheduled  
22 floorperiods, if the committee on senate organization receives a report on a bill from  
23 the joint committee on finance or a joint survey committee, the committee on senate  
24 organization may, on any day of the interim, rerefer that bill to the joint committee  
25 on finance, to another joint survey committee, or to any other standing committee~~

1 and, in that case, shall direct the chief clerk to record the rereferral by an appropriate  
2 entry in the journal.

3 **SECTION 57.** Senate rule 42 is amended to read:

4 **SENATE RULE 42. Messaging to the assembly; proposals held during**  
5 **reconsideration period.** (1) Every bill or joint resolution upon which such action  
6 has been taken that it is next to be messaged to the assembly shall be so messaged  
7 by the chief clerk, but shall be held in the chief clerk's office until the time for  
8 reconsideration of the bill or joint resolution has expired. If the rules have been  
9 suspended for immediate messaging, the chief clerk shall enter the action in the  
10 history file for the bill or joint resolution. Every privileged joint resolution shall be  
11 is messaged immediately without a suspension of the rules unless it is otherwise  
12 ordered by the senate.

13 (2) A bill or joint resolution that has been ordered immediately messaged to the  
14 assembly by the suspension of this rule is subject to further action by the senate while  
15 the bill or joint resolution is in actual physical possession of the senate. The further  
16 action is contingent upon a motion to rescind the action of ordering its immediate  
17 messaging being decided by a two-thirds vote.

18 **SECTION 58.** Senate rule 43 is amended to read:

19 **SENATE RULE 43. Enrolling bills and joint resolutions.** Promptly after a  
20 senate bill has passed both houses, and before it is presented to the governor for  
21 approval, the chief clerk shall deliver the jacket to the legislative reference bureau,  
22 which shall enroll the bill, prepare the requisite number of copies, and return the  
23 jacket and copies to the chief clerk, who shall record it correctly enrolled in the  
24 journal stating the day it was presented to the governor. As far as applicable, the

1 same procedure shall be followed in the case of senate joint resolutions requiring  
2 enrolling.

3 **SECTION 59.** Senate rule 44 is amended to read:

4 **SENATE RULE 44. Signing of documents.** The original of all enrolled acts and  
5 joint resolutions, all engrossed resolutions, and all writs, warrants, and subpoenas  
6 issued by order of the senate shall be signed by the president, and attested by the  
7 chief clerk.

8 **SECTION 60.** Senate rule 45 is amended to read:

9 **SENATE RULE 45. Offering of privileged resolution.** Any A resolution  
10 privileged by rule 69 shall, when sent to the clerk's desk, be read at length by the chief  
11 clerk, but may be read by its relating clause if copies of the text have been distributed  
12 to the members. When so read, the privileged resolution is considered to be before  
13 the senate.

14 **SECTION 61.** Senate rule 46 is amended to read:

15 **SENATE RULE 46. ~~Presentation of proposals and other matters.~~** (1)  
16 Proposals, amendments, petitions, reports, communications, or other documents  
17 that may properly come before the senate shall be presented by a member thereof to  
18 the chief clerk, or a staff member designated by the chief clerk, at anytime, except  
19 as otherwise provided in senate rule 93 (1p) and joint rule 83 (2). A brief statement  
20 of the contents thereof shall must appear thereon, together with the name of the  
21 members introducing or offering the same. If a document is to be reproduced, the  
22 chief clerk shall number the document.

23 (2) (a) The chief clerk shall advise the president of documents that must be  
24 referred under the rules and the president shall promptly refer the document to the

(1), (2) and (5) are

1 appropriate committee. The chief clerk shall announce the referral on the next  
2 session legislative day upon reaching the appropriate order of business.

3 (b) Within 3 working days after the time of initial referral by the president  
4 under rule 4 <sup>(2)</sup> ~~(10)~~ *(note: change if 4 (10) is renumbered)*, a proposed rule may, with  
5 consent of the chairperson of the standing committee, be withdrawn from the  
6 standing committee to which it is referred and rereferred to another standing  
7 committee. Such action does not extend the standing committee review period.  
8 Rereferral may be made at any time.

9 (c) Within 5 working days after the time of initial referral by the president  
10 under rule 36 (2), any a proposal or appointment may, with the consent of the  
11 chairperson of the standing committee, be withdrawn from the standing committee  
12 to which it is referred and rereferred to another standing committee. Rereferral  
13 under this rule may be made at any time, but may not be used to satisfy section  
14 13.093 (1) of the statutes.

15 (4) Unless otherwise ordered, petitions shall be read by title only and referred  
16 to the appropriate committee.

17 (5) A proposed amendment that is offered shall must have a heading stating  
18 the number of the proposal that it is proposed to amend and the name of the member  
19 proposing the amendment. The chief clerk shall read the number of the amendment.  
20 The amendment shall be reproduced. The jacket copy of the amendment shall be  
21 placed in the jacket and copies shall be distributed as provided by the rules.  
22 Amendments filed shall be recorded at the end of each day's journal.

23 **CHAPTER 5:**  
24 **AMENDMENTS - FORM AND PROCEDURE**

25 SECTION 62. Senate rule 47 amended to read:

(3) and (4) are

1 SENATE RULE 47 ~~When amendments may be considered.~~ (1) Consideration  
2 of simple amendments or of substitute amendments is in order only upon the second  
3 reading of the proposal and if in compliance with rule 34.

4 (2) Whenever a joint resolution proposing an amendment to the constitution  
5 is placed on the calendar under rule 18 it shall be placed under the proper "2nd  
6 reading" order of business.

7 (3) Any A senate resolution or joint resolution that does not propose an  
8 amendment to the constitution may be referred directly to the committee on senate  
9 organization. When placed on the calendar under rule 18 such resolutions shall be  
10 placed under the proper "2nd reading" order of business and, upon reading, the  
11 question is directly upon adoption or concurrence.

12 (4) During consideration of amendments when both simple amendments and  
13 substitute amendments to a proposal are pending, the question shall, in ascending  
14 numerical order be, is first upon amendments to the substitute amendment, unless  
15 the senate by majority vote ~~majority of the current membership~~ otherwise orders.

16 [Plan text] \*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise  
17 required by the state constitution, by law, or by legislative rule, all questions are decided  
18 by a majority of a quorum." Should the assembly rule be created in the senate rules and  
19 this subsection end with the phrase "unless the senate otherwise orders."?

20 (5) ~~Amendments are not in order upon consideration of an executive veto.~~

21 **SECTION 63.** Senate rule 48 is amended to read:

22 **SENATE RULE 48. Reading of amendments.** The chief clerk shall read the full  
text of each amendment shall be read to the members by the chief clerk, and the  
presiding officer shall state the number of each amendment shall be stated by the  
presiding officer, but the reading at length may not occur for amendments that have  
been distributed to the members may not be read at length.

1 SECTION 64. Senate rule 49 is ~~renumbered senate rule 49 (1) and~~ amended to  
2 read:

3 SENATE RULE 49 <sup>AA</sup> (1) <sup>B Offering amendments.</sup> Amendments shall be numbered in the order received, and  
4 shall bear the name of the member or the committee offering the same. Amendments  
5 shall be prepared in proper form by the legislative reference bureau, and shall must  
6 be offered in compliance with rule 29; except that when the proposal is debated on  
7 2nd reading amendments may be offered from the floor ~~if permitted under sub (2).~~

8 The chief clerk shall have amendments offered from the floor drawn in proper form  
9 as soon as possible and before the bill proposal is subsequently engrossed and  
10 delivered to a committee or to the assembly. This provision does not delay action  
11 upon an amendment offered from the floor.

12 SECTION 65. Senate rule 49 (2) is created to read:

13 SENATE RULE 49 (2) Amendments to proposals may not be offered later than 24  
14 hours before the proposal is taken up by the senate during the 2nd reading stage of  
15 the proposal without the consent of the president, majority leader, or minority leader.

\*\*\*\*Note: This rule and the accompanying change to Senate Rule 49 (1) applies  
the 24-hour rule in Joint Rule 96 (2) (joint resolutions) and Senate Rule 34 (1) (proposals)  
and in proposed Senate Rule 25 (3) (amendments in committee) to amendments offered  
for consideration by the senate.

Existing Joint Rule 96 (2) Any proposal to rescind or change a joint rule shall be  
introduced as a joint resolution stating the proposed change. Except as authorized by  
unanimous consent or by vote of two thirds of the members present, the joint resolution  
shall not be acted upon in either house until the joint resolution has been made available  
to the members for 24 hours.

EXISTING SENATE RULE 34. **Proposals to be on file one day before action.** (1)  
All bills and joint resolutions, and all resolutions except those privileged for immediate  
consideration under rule 69, shall, after being distributed, must lay over one day before  
being considered.

PROPOSED SENATE RULE 25 (3) A committee may not vote on an amendment or  
substitute amendment unless a copy of the amendment has been made available to the  
members of the committee for at least 24 hours excluding Saturdays, Sundays, and state  
holidays specified in section 230.35 (4) (a) of the statutes.

16 SECTION 66. ~~Senate rule 50 is amended to read:~~

1        **SENATE RULE 50. Amendments must be germane, general statement.** (1)

2        A standing committee may not report any a substitute amendment or amendment  
3        for any a proposal originating in either house and referred to the committee and the  
4        senate may not consider any a substitute amendment or amendment that relates to  
5        a different subject, is intended to accomplish a different purpose, or would totally  
6        alter the nature of the original proposal.

7        (2) Any substitute amendment or amendment reported involving sub. (1) may  
8        not be considered whenever, before its adoption, the senate is advised that the same  
9        is in violation of this rule, and the presiding officer rules on the admissibility of the  
10       substitute amendment or amendment when the question is raised.

11       (3) The senate may consider the germaneness of senate substitutes substitute  
12       amendments and amendments only, and only when the substitute amendment or  
13       amendment is before the senate.

14       (4) An amendment to an amendment must be germane to the amendment as  
15       well as to the original proposal.

16       (5) An amendment repealing a section amended by the original proposal or  
17       amending a section repealed by the original proposal, except to change the effective  
18       date, or ~~striking out~~ deleting all new material in the original proposal is not germane,  
19       but an amendment restoring a proposal to its original form or an amendment adding  
20       new statutory material on the same subject and with the same purpose to a proposal  
21       amending or restoring material stricken by a previous amendment is germane.

22       (6) An amendment otherwise germane which adds or repeals material  
23       previously adopted or rejected by the senate in another bill proposal is germane. An  
24       identical amendment or an amendment identical in effect to one previously rejected  
25       as another amendment to the same bill proposal or identical to a proposal currently

1 before the senate is not germane, but such amendments are germane if not identical  
2 with prior rejected amendments to the same bill or proposals currently before the  
3 senate.

4 (7) A substitute amendment or amendment relating to a specific subject or to  
5 a general class is not germane to a bill proposal relating to a different specific subject,  
6 but an amendment limiting the scope of the proposal is germane.

7 (8) Amendments proposing methods of raising revenues are germane to  
8 appropriation bills and amendments proposing appropriations are germane to  
9 revenue bills. Amendments adding appropriations necessary to fulfill the original  
10 intent of a proposal are germane.

11 (9) Amendments relating only to detail are germane. The use of a different  
12 committee to make an investigation, limitations on the effective date, the number of  
13 members on a board, or new material added which does not affect the subject or  
14 purpose are matters of detail and are germane.

15 (10) Amendments to a revision bill are germane, but amendments to a revisor's  
16 revision or revisor's correction bill are germane only if they make corrections and do  
17 not add new substantive material.

18 (11) An amendment to a joint resolution approving an amendment to the  
19 federal constitution is not in order.

20 **SECTION 67.** Senate rule 50 (12) is created to read:

21 **SENATE RULE 50 (12)** An amendment to a multisubject or multipurpose bill is  
22 germane if the subject or purpose of the amendment is substantially similar to the  
23 subject or purpose of any one of the subjects or purposes of the bill or to the subject  
24 or purpose of the bill considered as a whole.

25 **SECTION 68.** Senate rule 50 (13) is created to read:

1        ~~SENATE RULE 50 (13)~~ Conference committee reports are subject to the rules of  
2 germaneness in this rule as if they were amendments to proposals and amendments.

3        **SECTION 69.** Senate rule 51 is amended to read:

4        **SENATE RULE 51. Amendment in the 3rd degree prohibited.** Amendments  
5 beyond the degree of an amendment to an amendment to the main proposition are  
6 prohibited. For the purposes of this rule ~~any~~ a substitute amendment, and ~~any~~ an  
7 assembly amendment to a senate proposal or amendment, are considered a main  
8 proposition.

9        **SECTION 70.** Senate rule 52 is amended to read: (title)

10        **SENATE RULE 52.** <sup>(title)</sup> **Motions to be germane; how bills proposals may not be**  
11 **amended.** ~~A motion or proposition on a subject different from that under~~  
12 ~~consideration may not be admitted under color of amendment. A proposal may not~~  
13 ~~be amended by annexing thereto or incorporating therein any other proposal~~  
14 ~~pending before the senate.~~

15        **SECTION 71.** Senate rule 53 is amended to read:

16        **SENATE RULE 53. Committee amendments; speaking on amendment.**  
17 Amendments reported by committees shall be acted upon by the senate in the same  
18 manner as though offered from the floor. On an amendment being offered, a member  
19 who has spoken on the main question may speak again on the amendment.

20        **SECTION 72.** Senate rule 55 is amended to read:

21        **SENATE RULE 55. Order of action.** If adverse action is recommended by a  
22 committee, that question shall ~~be~~ is put first. However, the senate may direct the  
23 consideration of amendments, but adoption of amendments does not change the  
24 question.

**CHAPTER 6:****GENERAL PROCEDURE – ORDER IN DEBATE**

**SECTION 73.** Senate rule 56 is amended to read:

**SENATE RULE 56. Recognition; debate.** Members who are about to speak in debate or deliver any matter to the senate shall rise in their places and respectfully address the presiding officer, and, upon being recognized, shall proceed, confining themselves to the question under debate and avoiding personalities. Members may not question the motives of another member. Members may read briefly from printed material unless there is objection.

**SECTION 74.** Senate rule 57 is amended to read:

**SENATE RULE 57. Presiding officer to name first speaker.** When any 2 or more members rise at the same time, the presiding officer shall name the person who is to speak first.

**SECTION 75.** Senate rule 58 is amended to read:

**SENATE RULE 58. Member out of order.** Any A member called to order shall sit down, and may not speak, except in explanation, until it is determined whether or not the member was in order. When a member is called to order for words spoken, the exceptional words shall be taken down in writing to better enable the presiding officer to judge whether they are in violation of the rules.

**SECTION 76.** Senate rule 59 is amended to read:

**SENATE RULE 59. How members may speak.** Members may not speak except from their assigned places, and not more than twice on a question, except on leave of the senate. If a question pending is lost by adjournment and revived on the succeeding roll call day, a member who spoke twice on the preceding roll call day may not again speak without leave of the senate.

1           **SECTION 77.** Senate rule 60 is amended to read:

2           **SENATE RULE 60. Personal privilege.** Members may rise to explain matters  
3 personal to themselves by leave of the presiding officer, but may not discuss pending  
4 questions in the explanations. Questions of personal privilege are limited to  
5 questions affecting the rights, reputation, and conduct of the members in their  
6 representative capacities. A member's right to speak on a point of personal privilege  
7 ~~shall have~~ has precedence over all other questions except a motion to adjourn or a  
8 motion to raise a call.

9           **SECTION 78.** Senate rule 61 is amended to read:

10           **SENATE RULE 61. Special privilege.** ~~Any~~ A member desiring to make a  
11 personal explanation on a matter other than one of personal privilege may rise and,  
12 by leave of the presiding officer, and within such limitation of time as the presiding  
13 officer or senate may determine, discuss any subject relative to state or local  
14 government, public welfare, conduct of public officials in relation to their official  
15 duties, and matters pertaining to the rights of the senate collectively, and its safety  
16 ~~and, dignity, decorum, comfort, organization, and officers,~~ and the integrity of its  
17 proceedings. A member may not be granted the right to speak on a point of special  
18 privilege while any matter is pending or under discussion before the senate.

\*\*\*\*NOTE: From Assembly Rule 61.

19           **SECTION 79.** Senate rule 62 is amended to read:

20           **SENATE RULE 62. Stating motions.** When a motion is made, ~~it shall be stated~~  
21 ~~by the presiding officer~~ shall state it or read by the chief clerk, ~~previous~~ shall read  
22 it prior to debate. If any a member requires it, all motions, except to adjourn,  
23 postpone, or refer, shall be reduced to writing. Except as provided in rule 67, any  
24 motion may be withdrawn by consent of the senate majority of those present.

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this section end with the phrase "by the consent of the senate."?

1 SECTION 80. Senate rule 63 is amended to read: (2)

2 SENATE RULE 63, ~~Motions in order during debate.~~ (1) When a question is  
3 under debate, a motion may not be received except:

4 (a) To adjourn (not debatable or amendable, member must have floor to make  
5 motion, see rules 64 and 68).

6 (b) To adjourn to a fixed time (not debatable; amendable only as to time, see  
7 rules 64 and 68).

8 (c) To raise a call (not debatable or amendable, carried by majority vote of the  
9 members present, see rules 68 and 85 (5)).

10 (d) Personal privilege (not debatable, subject to time limit imposed by the  
11 presiding officer, see rule 60).

12 (e) To recess (debatable only as to length of recess, see rules 64 and 68).

13 (f) To lay on table (not debatable, returns matter to committee on senate  
14 organization, see rules 18, 65, and 68).

15 (g) For the previous question (not debatable but amendable to establish time  
16 limit for debate, see rules 68 and 77).

17 (h) For the current question (not debatable but amendable to establish time  
18 limit for debate, see rules 68 and 77).

19 (i) To postpone to a day certain (debatable, may not be renewed on same day  
20 unless matter has advanced to subsequent stage or has been changed by  
21 amendment, see rule 66).

22 (j) To refer to a standing committee (debatable, in order at any time before  
23 passage, see rule 41).

1 (k) To refer to a special committee (debatable, in order at any time before  
2 passage, *see* rule 41).

3 (m) To postpone indefinitely, to reject or to nonconcur, as applicable (debatable,  
4 takes precedence over corresponding motion to approve, *see* rule 55).

5 (n) To amend (debatable, must be germane, *see* rules 50 and 53).

6 (2) These several motions shall have precedence in the order in which they are  
7 set forth in this rule.

8 SECTION 81. Senate rule 64 is amended to read:

9 SENATE RULE 64. **Motion to adjourn always in order.** A motion to adjourn  
10 shall is always be in order except when the senate is voting. However, a member may  
11 not move an adjournment when another member has the floor and 2 consecutive  
12 motions to adjourn are not in order unless other business intervenes. A motion to  
13 adjourn to a time certain or to recess shall have has the same privilege as a motion  
14 to adjourn, but such motions shall have the order of precedence prescribed in rule 63.

\*\*\*\*Note: The current rules sometimes speak from the drafter's viewpoint, namely  
as of the time the rule was drafted. This draft changes future tenses and past tenses to  
present tenses in those cases that the rule should speak as of the time the senate applies  
the rule. By using the present tense, it also clarifies that it applies to the current cases,  
not just future cases

15 SECTION 82. Senate rule 64m is created to read:

16 SENATE RULE 64m. **Motion to recess or remain informal.** A motion to recess  
17 or to remain informal to a day of the year other than the day of the year on which the  
18 motion is made shall be treated the same as, and has the same effect as, a motion to  
19 adjourn.

\*\*\*\*NOTE: From Assembly Rule 69m.

20 SECTION 83. Senate rule 65 is amended to read:

1           SENATE RULE 65. **Laying on table.** (1) A motion to lay on the table has only  
2 the effect of disposing of the matter temporarily and it may be taken from the table  
3 at any time by order of the senate majority of those present.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise  
required by the state constitution, by law, or by legislative rule, all questions are decided  
by a majority of a quorum." Should the assembly rule be created in the senate rules and  
this subsection end with the phrase "by order of the senate?"

4           (2) A motion to lay a proposal on the table shall, if approved, ~~have~~ has the effect  
5 of returning the matter to the committee on senate organization.

6           (3) A motion to remove a proposal from the table shall, if approved, ~~have~~ has  
7 the effect of withdrawing the matter from the committee on senate organization and  
8 placing it on the calendar.

9           ~~SECTION 84. Senate rule 66 is amended to read:~~

10           ~~SENATE RULE 66. **Motion to postpone, refer, table, reject, or nonconcur.**~~

11           ~~A motion to postpone to a day certain, to refer, to table, to reject, to nonconcur, or to  
12 postpone indefinitely, being decided, may not be again allowed on the same day  
13 unless the matter has been altered by amendment or advanced to a subsequent  
14 stage. A 2nd motion to reject an amendment is subject to this rule and may not be  
15 twice allowed on the same day unless altered by amendment.~~

\*\*\*\*NOTE: See Assembly Rule 72.

\*\*\*\*NOTE: Do you want to include "to table" (which is not currently in the assembly  
counterpart rule and which is defined to mean postpone temporarily) because in effect it  
is somewhere between postpone to a day certain and postpone indefinitely, both of which  
are included in this rule? Do you want to include "reject" and "nonconcur"?

16           ~~SECTION 85. Senate rule 67~~ amended to read: (1), (3), (6), (7) and (8) are

17           ~~SENATE RULE 67. **Motion to reconsider.**~~ (1) A motion to reconsider a question  
18 may be made by ~~any~~ a member having the floor who voted with the majority, or whose  
19 position recorded under rule 75 agreed with the majority. In the case of a voice vote  
20 or tie vote, the motion for reconsideration may be offered by ~~any~~ a member not

1 recorded absent on the question that is moved to be reconsidered. The motion for  
2 reconsideration is subject to all rules governing debate that apply to the question  
3 moved to reconsider.

4 (2) On questions requiring by the constitution, statutes, rules, or otherwise, a  
5 specified number of affirmative votes, the prevailing side is the majority, but such  
6 minimum affirmative requirement does not apply to the question of reconsideration.

7 (3) The motion for reconsideration shall be made on the same or the next  
8 succeeding legislative roll call day and it shall be received under any order of  
9 business.

10 (4) A motion to reconsider shall be put immediately after pending business of  
11 higher precedence is disposed of unless it is laid over to a future time by a majority  
12 ~~of the vote of the majority of the current membership.~~ A motion for reconsideration may  
13 be laid on the table without debate.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise  
required by the state constitution, by law, or by legislative rule, all questions are decided  
by a majority of a quorum." Should the assembly rule be created in the senate rules and  
the first sentence of this subsection end with the phrase "by the vote of the senate."?

14 (5) After the time for receiving the motion has expired, a pending motion for  
15 reconsideration may not be challenged on the ground that the member making the  
16 motion did not vote with the majority.

17 (6) A motion for reconsideration, when made on the same day as the action that  
18 is moved to be reconsidered, and not acted upon due to adjournment, other than  
19 adjournment under call on the question, expires with adjournment, but if made on  
20 the following day is not lost by adjournment. A motion to reconsider amendments  
21 to a bill proposal is in order notwithstanding the bill's proposal's advancement to a  
22 3rd reading and a motion to reconsider the advancement is in order notwithstanding  
23 the suspension of the rules to take final action if the motions for reconsideration are

1 otherwise timely and in order. Reconsideration of amendments under this rule shall  
2 have the same priority as to order of action as to amend under rule 63.

3 (7) Whenever a bill proposal is returned from the assembly, the governor, or  
4 elsewhere for further action pursuant to the senate's request for the return, motions  
5 for reconsideration necessarily incident to opening the bill proposal for further action  
6 shall be admitted regardless of the time limitation otherwise imposed by this rule.  
7 Action on executive vetoes or appointments or any motion to suspend the rules shall  
8 is not be subject to a motion for reconsideration.

9 (8) A motion for reconsideration, once entered, may only be withdrawn by the  
10 member making the motion, and only within the time when the motion by another  
11 member would still be timely; later only by consent of or action by the senate.

12 (9) The motion for reconsideration ~~having been put and lost~~ may not be renewed  
13 but, if carried, subsequent motions for reconsideration of the same action are in  
14 order.

15 ~~SECTION 86. Senate rule 67 (8m) is created to read:~~

16 ~~SENATE RULE 67 (8m) A motion for reconsideration may not be applied to: 1) the~~  
17 ~~senate's approval or rejection of a conference committee report or of a nomination for~~  
18 ~~appointment; 2) the senate's decision on a veto; or 3) a senate action to recede from~~  
19 ~~its position on a proposal so as to agree with the position of the assembly.~~

~~\*\*\*NOTE: See assembly rule 73 (1) (b). Do you want to prohibit reconsideration of  
a rejection of a conference committee report, something the assembly rule does not  
currently provide?~~

20 **SECTION 87.** Senate rule 68 is amended to read:

21 **SENATE RULE 68. Questions to be decided without debate.** A motion to  
22 adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from  
23 the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to

1 reconsider a nondebatable question or a call for the current or previous question, are  
2 decided without debate. ~~And all and may not be placed on the table.~~ All incidental  
3 questions of order arising after a motion is made for any of the questions named in  
4 this rule, and pending the motion, is decided, whether on appeal or otherwise,  
5 without debate.

6 **SECTION 88.** Senate rule 69 is amended to read:

7 **SENATE RULE 69. Privileged motion or resolution.** A motion or resolution  
8 relating to the organization or ~~procedure~~ proceedings of the senate, or to any of its  
9 officers, members, or committees, is privileged in that it need not lie over for  
10 consideration, but may be taken up immediately unless referred to the calendar or  
11 committee.

12 **SECTION 89.** Senate rule 70 is amended to read:

13 **SENATE RULE 70. Division of question.** ~~Any~~ A member may call for the  
14 division of a question, which shall be divided if it consists of propositions in substance  
15 so distinct that, one being taken away, a substantive proposition ~~shall remain~~  
16 remains for the decision of the senate. A motion to delete and substitute is  
17 indivisible, but a motion to delete being lost does not preclude an amendment or a  
18 motion to delete and substitute. Division of action directly upon the substance of a  
19 proposal, as to pass, advance to a 3rd reading, indefinitely postpone, or any  
20 equivalent, which division may be accomplished by an amendment, are not  
21 permitted under this rule.

22 **SECTION 90.** Senate rule 71 is amended to read:

23 **SENATE RULE 71. Putting question.** All questions ~~may be put in this form:~~

24 “Those who are of the opinion that the bill pass, be concurred in, etc., (as the case may

1 be) say, 'Aye' Those of contrary opinion say 'No'," or other appropriate words may  
2 be used.

3 SECTION 91. Senate rule 72 is amended to read:

4 SENATE RULE 72, ~~Ayes and noes~~ (1) The ayes and noes may be ordered by the  
5 presiding officer for any vote and shall be ordered when demanded by one-sixth of  
6 the members present. The chief clerk shall record the votes taken by ayes and noes,  
7 report the result, and enter the report in the journal together with the names of those  
8 absent or not voting.

9 (2) Members shall remain in their seats and shall may not be disturbed by any  
10 other person while the ayes and noes are being called.

11 (3) A request for a roll call shall is not be in order after the result of the vote  
12 has been announced.

13 SECTION 92. Senate rule 73 is amended to read:

14 SENATE RULE 73, ~~Every member to vote~~ (1) All members present when a  
15 question is put shall vote as their names are called. For a special cause the senate  
16 may excuse a member from voting, but it shall is not be in order for a member to be  
17 excused after the senate has commenced voting.

18 (2) When the vote is by ayes and noes, a member entering the chamber after  
19 the question is put and before it is decided may have the question stated and vote,  
20 with the vote being counted in the outcome.

21 SECTION 93. Senate rule 74 is amended to read:

22 SENATE RULE 74. **Explanation of vote not allowed.** Explanation by a  
23 member of his or her vote, at the time of the calling of the member's name, shall is  
24 not be allowed.

25 SECTION 94. Senate rule 75 is amended to read:



1 question" or that the "current question be put." The motion is not debatable and if  
2 carried by a majority of the current membership the subsidiary question then  
3 pending before the senate shall be put without debate.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and the last sentence of this subsection end with the phrase "if carried the subsidiary question then pending before the senate shall be put without debate."?

4 (2) A motion to establish the amount of time to be given a particular matter may  
5 be made in the same manner as provided in sub. (1), except that this motion is subject  
6 to amendment, which also is decided without debate.

7 (3) When any a matter is under consideration any a member may move the  
8 "previous question" or that the "previous question be put." The motion shall is not  
9 be debatable and if carried by a majority ~~of the current membership~~ the main  
10 question then pending before the senate shall be put without debate.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and the second sentence of this subsection end with the phrase "if carried the main question then pending before the senate shall be put without debate."?

11 SECTION 97. Senate rule 78 ~~is~~ amended to read: (1) and (3) are

12 SENATE RULE 78 ~~Putting of motion; ending debate~~ (1) The previous  
13 question being moved, the question shall then be is: "Shall the main question be now  
14 put?", which question is determined by the ayes and noes. The main question being  
15 ordered to be now put, its effect is to end all debate, and bring the senate to a direct  
16 vote upon the main question.

17 (2) Amendments or substitute amendments may be offered, but not debated,  
18 and shall be considered immediately. A motion to lay on the table is not in order after  
19 the main question is ordered.

SENATE RULE 77

1 (3) Ordering the previous question at any stage of a proposal shall preclude  
2 precludes debate on all questions under that order, but not upon a motion to  
3 reconsider the question terminating that order.

4 ~~SECTION 98. Senate rule 79 is amended to read:~~

5 ~~SENATE RULE 79. **Main question may remain before the senate.** When, on~~  
6 ~~taking the previous question, the senate decides that the main question shall not now~~  
7 ~~be put, the main question shall remain as the question before the senate, in the same~~  
8 ~~stage of proceedings as before the previous question was moved.~~

9 SECTION 99. Senate rule 80 is amended to read:

10 SENATE RULE 80. **But one call of the senate in order.** On motion for the  
11 previous question, and before the ordering of the main question, one call of the senate  
12 is in order; but after proceedings under the call have been once dispensed with, or  
13 after a majority ~~has ordered of the current membership~~ orders the main question, a  
14 call is not in order before the decision of the question.

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this section end with the phrase "or after the senate orders the main question, a call is not in order before the decision of the question."?

#### 15 ~~CHAPTER 8:~~

#### 16 ~~CALL OF THE SENATE~~

17 ~~SECTION 100. Senate rule 81 is amended to read:~~

18 ~~SENATE RULE 81. **Call of the senate.** (1) Five senators may make a call of the~~  
19 ~~senate and thereby require absent members to be sent for, but a call of the senate~~  
20 ~~cannot be made after the voting has commenced.~~

\*\*\*NOTE: "A member" is used much more often than "a senator". Should the references in the senate rules to "a senator" be changed to "a member"?

1 ~~(2) A call of the senate may be ordered on any motion or question before the~~  
2 ~~senate, including a motion to adjourn, but a call of the senate on a motion to adjourn~~  
3 ~~is not in order once the senate is under call on any other question.~~

4 **SECTION 101.** Senate rule 82 is amended to read:

5 **SENATE RULE 82. Putting question.** (1) On a call of the senate being moved,  
6 the presiding officer shall say: "It requiring 5 senators to make a call of the senate,  
7 those in favor of the call ~~will~~ shall rise." And, if a sufficient number rise, the call shall  
8 be thereby ordered without debate.

9 (2) When a motion for a call of the senate ~~has failed~~ fails of the support of the  
10 necessary 5 members, and announcement of that fact ~~has been~~ is made, a 2nd motion  
11 for a call on the same question is not in order unless other business intervenes.

12 **SECTION 102.** Senate rule 83 is amended to read:

13 **SENATE RULE 83. Doors to be closed.** A call of the senate being ordered, the  
14 sergeant at arms shall close the doors, and members may not leave the chamber, but  
15 the public may come and go under such regulations as the sergeant at arms finds  
16 necessary.

17 **SECTION 103.** Senate rule 84 is amended to read:

18 **SENATE RULE 84. Sergeant to bring in absentees.** The chief clerk shall  
19 immediately call the roll of the members, and note the absentees, whose names shall  
20 be read, and entered upon the journal in such manner as to show who are absent with  
21 leave and who are absent without leave. The chief clerk shall furnish the sergeant  
22 at arms with a list of those who are absent without leave, and the sergeant at arms  
23 shall forthwith proceed to find and bring in such absentees.

24 **SECTION 104.** Senate rule 85 ~~is~~ amended to read:

(5)

1 SENATE RULE 85, ~~Transacting business while under call~~ (1) GENERAL RULE.

2 While the senate is under call, business may not be transacted with reference to the  
3 matter on which the call is made except to receive and act upon the report of the  
4 sergeant at arms, to act on a motion to raise one or more calls, to adjourn, or to  
5 adjourn to a time certain. A roll call on a call of the senate must be completed before  
6 the senate may take up a special order fixed for that time. A joint resolution to  
7 dispose of all matters before the senate and to recess includes matters under call.

8 (2) CONCURRENT CALLS. While the senate is under call, a concurrent call may  
9 be ordered on any other business before the senate except on a motion for a leave of  
10 absence for a member or a motion to dispense with further proceedings under a call.

11 (3) OTHER BUSINESS. Other business may be conducted by those present as if  
12 there were no call.

13 (4) SUCCESSIVE CALLS ON SAME QUESTION; INTERVENING BUSINESS. Successive calls  
14 on the same question are in order if any other action on pending business has  
15 intervened between calls of the senate.

16 (5) RAISING CALL. A motion to raise one or more calls takes precedence over  
17 every other motion, except a motion to adjourn. The affirmative vote of a majority  
18 of the members who are then those present is required for adoption. Upon adoption  
19 of a motion to raise one or more calls, business shall be taken up at the point at which  
20 it was interrupted by the call, except that motions to recess or adjourn take  
21 precedence over the question on which the call was raised, and subsequent calls on  
22 motions unrelated to progress of a proposal are in order. The motion to raise a call  
23 is not amendable.

1 (6) EFFECT OF ADJOURNMENT UPON CALL OF SENATE. A majority of those present  
2 may adjourn, but upon reconvening, the senate is not under call, but the call of the  
3 senate may again be ordered in the same manner as provided in this rule.

4 (7) GRANTING LEAVE UNDER CALL. Absent members may be granted leave during  
5 a call of the senate by ~~majority vote~~ of the majority of the current membership. Leave  
6 cannot be canceled after a call of the senate has been ordered. Prior leave expires  
7 when the senator returns although it is before the time limit set.

\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and the first sentence of this subsection end with the phrase "during a call of the senate by the vote of the senate."?

8 **SECTION 105.** Senate rule 86 is amended to read:

9 **SENATE RULE 86. Sergeant at arms may report.** The sergeant at arms may  
10 make a report of the proceedings under the call at any time. The motion to accept  
11 the report is determined by ayes and noes. The call may not be raised unless a  
12 majority of ~~the members who are then~~ those present vote in favor of the motion. If  
13 the report is not accepted, the sergeant at arms shall proceed to a completion of the  
14 duties under rule 84.

15 **SECTION 106.** Senate rule 87 is amended to read:

16 **SENATE RULE 87. Call raised when absentees present and business**  
17 **disposed of.** When the sergeant at arms reports that all who were absent without  
18 leave are present and names them, the report shall be entered on the journal. The  
19 call ~~shall end~~ ends as soon as the business, pending when the call was made, is  
20 disposed of.

21 **CHAPTER 9:**

22 **EMPLOYEES**



1           **SECTION 109.** Senate rule 90 is amended to read:

2           **SENATE RULE 90. Creating, amending, or repealing rules.** Senate rules  
3 may be created, amended, or repealed by resolution adopted by ~~a~~ ~~the~~ vote of ~~a~~ ~~the~~  
4 majority of the senate ~~current~~ membership presently serving. The vote is taken by  
5 ayes and noes. The resolution shall set forth the precise detail of the proposed  
6 creation, amendment, or repeal. After the senate rules have been established at the  
7 commencement of the legislative ~~biennium~~ biennial session, any resolution to  
8 change the senate rules shall must lay over one week.

9           ~~**SECTION 110.** Senate rule 91 is amended to read:~~

10           ~~**SENATE RULE 91. Suspending rules.** Senate rules may be suspended by the  
11 senate by vote of two-thirds of the members present. The vote is determined by ayes  
12 and noes unless unanimous consent is given.~~

13           **SECTION 111.** Senate rule 92 is amended to read:

14           **SENATE RULE 92. Continuity of senate rules.** Senate rules are effective until  
15 amended or rescinded repealed by the senate. Senate rules remain in force at the  
16 beginning of a succeeding ~~regular~~ biennial session until superseded by rules adopted  
17 by the senate in the succeeding biennial session of the legislature.

18           **SECTION 112.** Senate rule 93 ~~is~~ amended to read:

19           **SENATE RULE 93. Special, extended, or extraordinary sessions.** Unless  
20 otherwise provided by the senate for a specific special, extended, or extraordinary  
21 session, the rules of the senate adopted for the regular biennial session shall, with  
22 the following modifications, apply to each special session called by the governor and  
23 to each extended or extraordinary session called by the senate and assembly  
24 organization committees or called by a joint resolution approved by both houses:

(Plain text)

(Intro.), (1) and (6) are

↑ (Intro.)

1 (1) A senate proposal or amendment may not be considered unless it is ~~germane~~  
2 ~~to the subjects enumerated by the governor in the proclamation calling the special~~  
3 ~~session or to the subjects enumerated by the committees on organization or in the~~  
4 ~~joint resolution calling the extended or extraordinary session and~~ accomplishes the  
5 special purposes for which the special session was convened or the business specified  
6 in the action authorizing the extended floorperiod or extraordinary session.

7 (1p) A senate proposal may not be considered unless it is recommended to be  
8 introduced or offered by the committee on senate organization, the senate committee  
9 on finance, the joint committee on finance, the joint committee on legislative  
10 organization, or by the joint committee on employment relations.

\*\*\*NOTE: The change to SR 93 (1) is from Article IV, section 11, of the constitution. The drafts of changes to the assembly rules and senate rules conform this issue of the rules for a special session to each other. This draft renumbers Senate Rule 33 (3) to be SR 93 (1d) to place in one rule all rules for special sessions. The change to proceedings in the renumbered rule is from Article IV, section 8, of the constitution. The change to SR 93 (1p) is to parallel AR 93 (2).

11 (2) A notice of hearing before a committee is not required other than posting  
12 on the legislative bulletin board, and a bulletin of committee hearings may not be  
13 published. A hearing before a committee is not required.

\*\*\*NOTE: Remove this change if the provision requiring a hearing on all proposals is removed.

14 (3) The daily calendar is in effect ~~immediately upon posting on~~ the legislative  
15 bulletin boards. The calendar need not be distributed.

16 (4) Any point of order shall be decided within one hour.

17 (5) A motion may not be entertained to postpone action to a day or time certain.

18 (6) Any motion to advance a proposal and any motion to message a proposal to  
19 the other house assembly may be adopted by a majority of those present and voting.

20 SECTION 113. Senate rule 94 is amended to read:

(1)



1           SENATE RULE 95. ~~Copies for senate.~~ All publications for the senate and  
2 reproduction to be done for the senate shall conform to the senate and joint rules or  
3 be as determined by the committee on senate organization or the joint committee on  
4 legislative organization.

5           SECTION 115. Senate rule 96 ~~is~~ amended to read:

6           SENATE RULE 96. ~~Fiscal estimates~~ (1) The committee on senate organization  
7 may request from the legislative fiscal bureau an original fiscal estimate on any a bill  
8 if the committee believes that a fiscal estimate on the bill will not be completed by  
9 the state agency assigned to prepare the fiscal estimate before the bill receives a  
10 public hearing, is voted on by a senate standing committee, or is considered by the  
11 senate.

12           ~~(2) An original fiscal estimate prepared under sub. (1) shall be submitted to the~~  
13 ~~legislative reference bureau for review by the requester under joint rule 48 and for~~  
14 ~~reproduction and insertion in the bill jacket envelope. The fiscal estimate, however,~~  
15 ~~may not be reproduced or inserted if the fiscal estimate prepared by the state agency~~  
16 ~~is available for reproduction and insertion before the fiscal estimate prepared under~~  
17 ~~sub. (1).~~

18           (3) Unless otherwise determined by the senate, failure to receive a fiscal  
19 estimate requested under sub. (1) on a bill that already has one or more original fiscal  
20 estimates ~~shall~~ does not delay consideration of the bill. Unless otherwise determined  
21 by the senate, failure to receive a fiscal estimate requested other than under sub. (1)  
22 on a bill that already has one or more original fiscal estimates requested under sub.  
23 (1) ~~shall~~ does not delay consideration of the bill.

24           SECTION 116. Senate rule 97 is amended to read:

1 SENATE RULE 97. **Space assignments.** At the commencement of each biennial  
2 session, the committee on senate organization shall assign to each member the seat  
3 to be occupied by that member during the biennial ~~term~~ session. The schedule of  
4 room assignments to members and committees, and the schedule of meetings of  
5 standing committees, shall follow the schedule of the previous biennial session  
6 unless changed by vote of the committee on senate organization.

7 SECTION 117. Senate rule 98 ~~is~~ amended to read:

(intro.) is renumbered senate rule 98(1) and

8 SENATE RULE 98. ~~Citations on behalf of the senate.~~ (1) Any A member of  
9 the senate may sponsor a citation on behalf of the senate to a particular person,  
10 group, or organization or to commemorate a particular event or occasion as specified  
11 in the citation. Citations may be issued during any floorperiod as well as, during any  
12 committee work period, or during the interim period scheduled for the of committee  
13 work of the ~~interim committees~~. Citations are issued without formal approval by  
14 vote of the senate.

SENATE RULE 98

SENATE rule  
SEC #. ~~SENATE RULE 98(1)~~ ~~SENATE RULE 98(1m)~~ and amended to read:

15 (1m) Citations may be used in place of resolutions for commendations,  
16 ~~congratulations, and condolences of persons, groups, or organizations~~ to give  
17 recognition to unusual and important events or occasions, except that the use of  
18 citations shall may not be abused. The committee on senate organization may more  
19 specifically interpret this subsection.

is renumbered senate rule

\*\*\*NOTE: Joint rule 7 citations may be for groups and for events and occasions.

20 (2) If desired by the issuing member, a citation on behalf of the senate may be  
21 coauthored by one or more other members or cosponsored by one or more  
22 representatives to the assembly.

23 (3) ~~A~~ The president and chief clerk shall sign a citation on behalf of the senate  
24 shall be signed by the president and by the chief clerk. If so signed, it is considered

SENATE rule  
SEC #. ~~SENATE RULE 98(3)~~ and (4) are amended to read:  
(intro.)

1 approved by the senate and shall be so recorded in the journal. If the president or  
2 chief clerk refuses to approve a citation, the committee on senate organization may  
3 require the president and chief clerk to approve it. A copy of the finished citation  
4 shall be provided to the issuing senator, and another copy thereof shall be filed in the  
5 legislative reference bureau.

(intro.)

6 (4) All citations on behalf of the senate shall must be prepared on an artistic  
7 form, shall must first be approved by the committee on senate organization, shall  
8 must be suitable for framing, and shall must be in substantially the following form:

9 (Scrollwork Incorporating State Coat of Arms)

10 \_\_\_\_\_  
11 CITATION BY THE SENATE  
12 \_\_\_\_\_

13 KNOW YOU BY THESE PRESENTS:

14 WHEREAS, The Burlington Standard Press has been recognized by the  
15 Wisconsin Newspaper Association; and

16 WHEREAS, William E. Branen, Publisher of the Burlington Standard Press, has  
17 been named by....; now,

18 THEREFORE, The Members of the Wisconsin Senate, on the motion of Senators  
19 Maurer and Cullen [and Representative(s)], under Senate Rule 98, congratulate  
20 William E. Branen for his accomplishments ....

21 STATE CAPITOL

22 Madison, Wisconsin

23 .....

24 (Date)

(3) to (8), (16), (17),  
 (20), (27) to (28), (33),  
 (35), (36), (39), (40), (44),  
 (48), (50), (50m), (52),  
 to (54), (57)<sup>m</sup>, (59),  
 (62), (63), (66), (70) to (73),  
 and (79) are

(President)  
 (Chief Clerk)

SECTION 118. Senate rule 99 is amended to read:

SENATE RULE 99. ~~Definitions.~~ The following are definitions of the major terms used in the senate rules or traditionally used in deliberations on the floor:

(1) ACT: A bill that has passed both houses of the legislature, been enrolled, and been approved by the governor or passed over the governor's veto, or that becomes law without the signature of the governor, and published.

(2) ADJOURN: To conclude a legislative day's business [see also sub. (79)].

(3) ADOPTION: Approval of a motion, amendment, substitute amendment, simple resolution, or joint resolution [see also subs. (16) and (54)].

(4) AMENDMENT: A suggested alteration in any a proposal or amendment, often referred to as a simple amendment in distinction to a substitute amendment, which is intended to take the place of the proposal.

(5) APPEAL: A member's challenge of a ruling on a point of order. To prevail, an appeal requires the support of a majority of the members present a quorum.

(7) BILL: A proposed change of law originating in either house, requiring passage by one house and concurrence of the other house of the legislature and approval of the governor, or passage notwithstanding the objections of the governor by a two-thirds vote in each house, or that becomes law without the signature of the governor, before becoming effective.

(8) CALENDAR: The agenda for any a legislative day.

1 (9) CALL OF THE HOUSE: A procedure for requiring the attendance of absent  
2 members.

3 (10) CERTIFICATE OR CITATION: A formal legislative document of commendation,  
4 congratulations, or condolences.

5 (11) CHAIR: The position that the presiding officer fills.

6 (12) CHIEF CLERK: The officer elected to perform and direct the clerical and  
7 personnel functions of one of the houses.

8 (13) COMMITTEE CHAIRPERSON: The head of a committee.

9 (14) COMMITTEE EXECUTIVE ACTION: The action of a committee on any a proposal  
10 or veto.

11 (15) COMMITTEE OF THE WHOLE: The membership of one house organized in  
12 committee for the discussion of a specific matter.

13 (16) CONCURRENCE: The action by which one house agrees to a proposal or action  
14 of the other house [see also subs. (3) and (54)].

15 (17) ~~CONFERENCE COMMITTEE~~ COMMITTEE OF CONFERENCE: A committee of  
16 representatives to the assembly and of senators, appointed to resolve differences on  
17 a specific proposal.

18 (18) ~~CONTESTED SEAT~~: A district in which 2 or more persons claim the right to  
19 represent the district.

20 (20) CURRENT MEMBERSHIP: The members of one of the houses, certified as  
21 elected in the last general election, omitting those who have subsequently resigned,  
22 have been removed, or have died.

23 (22) DILATORY: To delay.

24 (23) DIVISION OF THE QUESTION: To break a question into 2 or more separate  
25 propositions.

1 (24) ELECTED MEMBERSHIP: The members of one of the houses, certified as  
2 elected in the last general election, including those who have subsequently resigned,  
3 have been removed, or have died.

4 (25) ENGROSSED PROPOSAL: A proposal incorporating all adopted amendments  
5 and all approved technical corrections in the house of origin, whether or not it is  
6 reproduced as engrossed.

7 (26) ENROLLED PROPOSAL: A proposal that was passed, or adopted, and  
8 concurred in, incorporating any amendments and corrections that were approved by  
9 both houses.

10 (27) EXPUNGE: To remove material from the record and thus undo some senate  
11 action.

12 (27m) EXTRAORDINARY SESSION: The convening of the legislature by the  
13 assembly and senate committees on organization or by ~~petition or~~ joint resolution of  
14 the legislature to accomplish the business specified in the action calling the session.  
15 When used to continue a floorperiod of the ~~regular~~ biennial session for a limited  
16 purpose, the extraordinary session is referred to as an extended session.

17 (28) FISCAL ESTIMATE: A memorandum by a state agency pursuant to joint rules  
18 41 to 49 50, explaining the impact of a bill on state or local finances.

19 (29m) FLOOR OF THE SENATE: That portion of the senate chamber that is reserved  
20 for members, senate officers, and persons granted the privilege of the floor.

21 (30) FLOOR AMENDMENT: Any amendment offered for consideration at the 2nd  
22 reading stage, or for committee consideration, but not drafted by the legislative  
23 reference bureau.

24 (31) GERMANENESS: The relevance or appropriateness of amendments.

1 (32) HEARING: A committee meeting at which the public is invited to testify on  
2 a proposal or issue.

3 (33) HISTORY: A record of actions on any given a proposal.

4 (33m) HISTORY FILE: The list of entries made by the chief clerk in the bulletin  
5 of proceedings, recording the actions of the legislature on a proposal.

6 (34) INCIDENTAL MOTIONS AND REQUESTS: A group of motions and requests that  
7 generally relates to the proceedings, procedures, and subsidiary questions during  
8 debate, and that must be disposed of before proceeding to the main question under  
9 consideration. Incidental questions have lower precedence than privileged  
10 questions but higher precedence than subsidiary and main motions.

11 (35) INDEFINITE POSTPONEMENT: A motion to kill a proposal in its house of origin  
12 for a legislative biennial session.

13 (36) INTRODUCTION: The formal presentation of a bill before one of the houses  
14 [see also sub. (50m)].

15 (37) JOINT CONVENTION, ALSO CALLED JOINT SESSION: A joint meeting of the senate  
16 and the assembly.

17 (38) JOINT HEARING: A hearing held by a joint committee or by committees of  
18 both houses.

19 (39) JOINT RESOLUTION: A proposal requiring adoption by both houses, to: a)  
20 express the opinion of the legislature; b) change the joint rules of the legislature; c)  
21 propose an amendment to the state constitution; or d) propose or ratify an  
22 amendment to the U.S. constitution.

23 (40) JOINT RULES: The common rules of procedure proceedings adopted by both  
24 houses.

25 (41) JOURNAL: The official publication of one of the houses.

1       ~~(42) LEAVE: Permission to be absent from one of the houses.~~

2       ~~(43) LEGISLATIVE DAY: Any day on which the legislature senate is in session.~~

3       ~~(43) LEGISLATIVE DAY: Any day on which the legislature senate is meeting in~~  
4       ~~session.~~

5       ~~(43) LEGISLATIVE DAY: Any day on which the legislature senate is sitting in~~  
6       ~~session.~~

7       ~~(43) LEGISLATIVE DAY: Any day on which the legislature is in session during a~~  
8       ~~floorperiod, special session, or extraordinary session.~~

9       ~~(43) LEGISLATIVE DAY: Any day on which the legislature is in session during a~~  
10       ~~floorperiod, special session, or extraordinary session for which a calendar is prepared~~  
11       ~~or on which business is transacted.~~

~~\*\*\*NOTE: Which definition of "legislative day" do you want?~~

12       (44) MAIN MOTIONS AND QUESTIONS: The final affirmative question concerning  
13       a proposal during any stage of its consideration or any a motion made or question  
14       raised when no other matter is before the house. Main questions have lower  
15       precedence than privileged, incidental, and subsidiary questions.

16       ~~(45) MAJORITY: One more than one-half.~~

17       ~~(46) MANUAL: The publication containing the rules of a house, the joint rules,~~  
18       ~~the session schedule, the state constitution, alphabetical indexes, and other~~  
19       ~~materials relevant to a legislator's job.~~

20       ~~(47) MEMBER: A duly elected senator or representative to the assembly.~~

21       (48) MEMBERS PRESENT: Those members in attendance at a daily session  
22       meeting of the senate.

23       ~~(48m) MEASURE: Another term for proposal.~~

24       ~~(49) MOTION: A proposed action requiring approval by a vote of a house.~~

1 (50) NONCONCURRENCE: The refusal of one house to agree to a proposal,  
2 amendment, or action of the other.

3 (50m) OFFER: The formal presentation of a joint resolution, resolution,  
4 substitute amendment, amendment, or motion before a house [see also sub. (36)].

5 (51) OPINION OF THE ATTORNEY GENERAL: A formal reply by the attorney general  
6 to a specific question.

7 (52) PAIR: A written agreement between 2 members on opposite sides of a  
8 question not to vote on that question while one or both are absent with leave, ~~thereby~~  
9 permitting which permits the absent member to influence the outcome of a vote.

10 (53) PARLIAMENTARY INQUIRY: A request for an explanation of a legislative rule  
11 or procedure proceeding.

12 (54) PASSAGE: Final approval in the first house of a bill introduced in that house  
13 if referring to action of one house and final approval of both houses of a bill introduced  
14 in either house if referring to action of both houses [see also subs. (3) and (16)].

15 (55) PETITION: A request that one of the houses take a particular course of  
16 action.

17 (56) POINT OF ORDER: A request that the presiding officer rule on some matter  
18 of parliamentary procedure.

19 (57) PRECEDENT: A previous ruling, decision, or action used to interpret  
20 legislative rules.

21 (57d) PRESIDENT: A member of the senate, elected by the membership to preside  
22 over the senate and carry out the duties as described in the senate rules, the joint  
23 rules, and the statutes.

1 (57m) PRESIDENT PRO TEMPORE: A member of the senate, elected by the  
2 membership to carry out the duties of the president in his or her absence until the  
3 return of the president or until a president is elected.

4 ~~(58) PREVIOUS QUESTION: A motion that debate on a proposal be ended.~~

5 (59) PRIVILEGED MOTIONS AND REQUESTS: A group of motions and requests  
6 relating to basic questions concerning the meetings, organization, rules, rights, and  
7 duties of the senate or assembly and its members and having the highest precedence  
8 for consideration. Privileged motions and requests take precedence over incidental,  
9 subsidiary, and main questions.

10 (60) PROPOSAL: A resolution, joint resolution, or bill put before a house for  
11 consideration.

12 (61) QUESTION: A statement before one of the houses for decision.

13 (62) QUORUM: A majority of the current senate membership of one of the houses,  
14 unless otherwise required by the state constitution.

15 (63) RECESS: A temporary suspension of business during a roll call day of the  
16 year.

17 (64) RECONSIDERATION: A motion to nullify a decision and again consider and  
18 vote on the question involved.

19 (65) REGULAR ORDER OF BUSINESS: The regular sequence of deliberations on any  
20 legislative day.

21 (66) REGULAR SESSION: The biennial session of the legislature established by the  
22 constitution and by section 13.02 of the statutes. The Wisconsin legislature convenes  
23 in the capitol on the first Monday of January in each odd-numbered year at 2 p.m.  
24 to take the oath of office, to select officers, and to organize itself for the conduct of its  
25 business, but if the first Monday falls on January 1 or 2, the legislature organizes on

1 January 3. Daily meetings begin in January of each year and continue throughout  
2 the ~~biennium~~ biennial session until the final adjournment of the biennial session.  
3 “Session” is also often used to refer to the daily meetings of the legislature.

4 (67) REJECTION: An action for the adverse and final disposition of: a) a  
5 resolution or joint resolution for the biennial session of the legislature; b) an  
6 amendment or substitute amendment with regard to one specific document; c) the  
7 application of a motion to the current situation; and d) the report of a committee.

8 (68) REMAIN INFORMAL: A temporary suspension of proceedings in one of the  
9 houses.

10 (69) REQUEST: A proposed action that does not require a vote because: a)  
11 unanimous consent has been asked for; or b) the presiding officer has the authority  
12 to take or order the requested action.

13 (70) RESCIND: An action by which one of the houses nullifies an action or actions  
14 on a proposal so as to enable the house to again consider a proposal from a given  
15 stage. When such a motion to rescind prevails, the house resumes its consideration  
16 of a proposal at the stage indicated in the motion.

17 (71) RESOLUTION: A proposal: a) expressing the opinion of one of the houses;  
18 ~~or b) changing the rules of one of the houses; or confirming a nomination for~~  
19 appointment.

20 (73) ROLL CALL DAY: A legislative day on which any a roll call is taken.

21 (74) ROLL CALL VOTE: A vote on which each member voting is recorded by name.

22 (75) RULES OF PROCEDURE: The legislative rules that govern the conduct of  
23 legislative business.

24 (76) RULING: The presiding officer's decision on a point of order.

1 (77) SENATE CHAMBER: The entire area south of the northern-most doors of the  
2 senate, including the floor, staff lobby, press lobby, visitor's galleries, and hallways,  
3 but excluding the offices of the senate officers.

4 (78) SERGEANT AT ARMS: The officer elected by the members to perform and  
5 direct the police and custodial functions of one of the houses.

6 (79) SINE DIE ADJOURNMENT: The final adjournment of a legislative biennial or  
7 special session.

8 (84) SPECIAL SESSION: The convening of the legislature by the governor to  
9 accomplish a special purpose for which convened.

10 (85) STAGE: One of the formal steps in the legislative process.

11 (86) STANDING COMMITTEE: A permanent legislative committee.

12 (87) SUBSIDIARY MOTIONS: A group of motions that change, or delay or accelerate  
13 the consideration of, a proposal before a house. Subsidiary motions have lower  
14 precedence than privileged and incidental questions, but higher precedence than  
15 main motions.

16 (88) SUBSTITUTE AMENDMENT: An amendment that, if accepted, takes the place  
17 of the original proposal. The term more accurately describes a "substitute bill" or  
18 "substitute resolution."

19 (90) SUSPENSION OF THE RULES: A motion requiring the support of two-thirds  
20 of the members present and by which a special action on a specific proposal is  
21 accomplished despite the existence of a rule blocking the action. Any suspension of  
22 the rules is temporary.

23 (92) UNANIMOUS CONSENT: A request for a specific purpose; if an objection is not  
24 heard, it is assumed that the request has the consent of the entire body.

1       ~~(93) VETO: The action by which a bill or a part thereof is rejected by the~~  
2       ~~governor.~~

3       ~~(94) VOICE VOTE: A vote taken by asking the members in favor of a question to~~  
4       ~~say "aye" simultaneously and then the members opposed to likewise say "no"~~

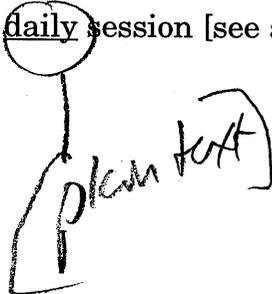
5       **SECTION 119.** Senate rule 99 (17) is renumbered senate rule 99 (14m) and  
6       amended to read:

7       **SENATE RULE 99 (14m)** ~~CONFERENCE COMMITTEE~~ COMMITTEE OF CONFERENCE: A  
8       committee of representatives to the assembly and of senators, appointed to resolve  
9       differences on a specific proposal.

10       **SECTION 120.** Senate rule 99 (57p) is created to read:

11       **SENATE RULE 99 (57p) PRESIDING OFFICER:** The person presiding over the senate  
12       or assembly in daily session [see also subs. (11), (57d), and (57m)].

13       (END)

  
Please text



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1538/P2  
RJM/JK/PJD:kmg:rs

*Due*  
1-23-03

*RJM*

*DRAFT*

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2003 SENATE RESOLUTION

*leg*

1 **To renumber** senate rule 33 (3); **to renumber and amend** senate rule 4 (intro.) and  
2 (1) to (8), senate rule 4 (10), senate rule 98 (intro.), senate rule 98 (1) and senate  
3 rule 99 (17); **to amend** senate rule 1 (title) and (1), senate rule 1m (2), senate  
4 rule 2, senate rule 3, senate rule 3m, senate rule 5 (1), (2) (c), (3) and (4), senate  
5 rule 6 (1) and (2) (b) and (f), senate rule 7 (1) to (4), senate rule 8 (title), (1) (4)  
6 and (5), senate rule 11 (2), (3) and (5), senate rule 12, senate rule 13, senate rule  
7 16, senate rule 17 (1) (intro.) and (b) and (2), senate rule 20 (1) (c), (2) (a) and  
8 (7), senate rule 20m, senate rule 21, senate rule 22 (2), senate rule 27 (1), (3)  
9 and (4), senate rule 28, senate rule 29, senate rule 30 (title), (1) and (3) (a),  
10 senate rule 31 (title), (1) and (2), senate rule 32, senate rule 33, senate rule 34  
11 (1) and (4), senate rule 35, senate rule 36 (1), (1m) and (2), senate rule 37 (2) and  
12 (3), senate rule 38, senate rule 40, senate rule 41 (1) (a) to (d) and (2), senate  
13 rule 42, senate rule 45, senate rule 46 (1), (2) and (5), senate rule 47 (3) and (4),  
14 senate rule 48, senate rule 49, senate rule 51, senate rule 52 (title), senate rule

1 55, senate rule 58, senate rule 59, senate rule 60, senate rule 62, senate rule 63  
 2 (2), senate rule 64, senate rule 65, senate rule 67 (1), (3), (6), (7) and (8), senate  
 3 rule 68, senate rule 69, senate rule 70, senate rule 72 (2) and (3), senate rule  
 4 73 (1), senate rule 74, senate rule 77 (3), senate rule 78 (1) and (3), senate rule  
 5 80, senate rule 82, senate rule 85 (5), senate rule 86, senate rule 87, senate rule  
 6 88 (1) and (3), senate rule 90, senate rule 92, senate rule 93 (intro.), (1) and (6),  
 7 senate rule 94 (1), senate rule 96 (1) and (3), senate rule 97, senate rule 98 (3)  
 8 and (4) (intro.) and senate rule 99 (3) to (8), (16), (17), (20), (27) to (28), (33), (35),  
 9 (36), (39), (40), (44), (48), (50), (50m), (52) to (54), (57m), (59), (62), (63), (66), (70)  
 10 to (73) and (79); and **to create** senate rule 99 (57p); **relating to:** the senate  
 11 rules.

sub-sub

sub-sub

Electron and  
Term of senate officers

Standardized  
terminology

Sub-sus

Appointment of  
Conference Committee

Conference committee  
reports

Sub-sus

**Analysis by the Legislative Reference Bureau**

This resolution makes the following changes to the senate rules:

~~Senate Rules 1 (1), 5 (1), and 6 (1).~~ This resolution provides that the senate shall elect, by roll call vote, rather than designate, one of its members to serve as president and elect, by roll call vote, one to serve as president pro tempore. The resolution also provides that the president, president pro tempore, chief clerk, and sergeant at arms shall serve for the biennial session unless separated by death, resignation, or removal by the adoption of a resolution by a majority of the current membership.

~~Senate Rules 1 (1), 4 (1), 5 (1), 6 (1), 8 (1), 11 (2) and (5), 16, 18, 20 (1) and (2), 23, 25 (1), 32 (2), 33 (2), 41 (1) (d), 46 (2) (a), 75, 90, 92, 93, 97, and 99 (27m), (35), (43), (48), (57p), (66), (70), and (82).~~ The resolution standardizes the use of "session" to specify when it means daily session, when it means biennial session, and when it means that a house is sitting in session. **NOIP**

~~Senate Rules 32 (2), 46 (2) (a), 59, 67 (3), 75, and 99 (43) and (62).~~ The resolution standardizes the use of "day" to specify when it means roll call day, when it means legislative day, when it means business day, when it means working day, and when it means day. **also**

~~Senate Rule 20m.~~ The resolution authorizes the president, rather than the chairperson of the committee on senate organization, to appoint senate members of a conference committee.

~~Senate Rule 41 (2).~~ The resolution provides that questions of conference committee reports may be placed on the table, but may not be referred to committee.

Tabling of certain motions [Sub-sub] -

Sub-sub

Special Sessions

ISSUE ANALYSIS A

ISSUE ANALYSIS B

~~Senate Rule 98~~: The resolution provides that a motion to adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to reconsider a nondebatable question or a call for the current or previous question, may not be placed on the table.

~~Senate Rule 98 (1)~~: Under the current rule for special sessions, a senate proposal may not be considered unless it is germane to the subjects enumerated by the governor in the proclamation calling the special session or to the subjects enumerated by the committees on organization or in the joint resolution calling the extended or extraordinary session. This resolution, instead, provides that a senate proposal, or amendment, may not be considered unless it accomplishes the special purposes for which the special session was convened or the business specified in the action authorizing the extended floorperiod or extraordinary session.

~~Senate Rule 98 (1)(a)~~: Under the current rule for special sessions, a senate proposal may not be considered unless it is recommended to be introduced or offered by the committee on senate organization or by the joint committee on employment relations. This resolution provides that a senate proposal may also be considered if it is recommended by the senate committee on finance, the joint committee on finance, or the joint committee on legislative organization.

1 **Resolved by the senate, That:**

2 **SECTION 1.** Senate rule 1 (title) and (1) are amended to read:

3 **SENATE RULE 1 (title) President; president pro tempore.** (1) The senate  
4 shall designate elect, by roll call vote, one of its members to serve as president for the  
5 legislative biennium and one to serve as president pro tempore. The president and  
6 president pro tempore shall serve for the biennial session unless separated by death,  
7 resignation, or removal by the adoption of a resolution by a majority of the current  
8 membership.

9 **SECTION 2.** Senate rule 1m (2) is amended to read:

10 **SENATE RULE 1m (2)** Every officer of the senate is subordinate to the committee  
11 on senate organization and, in all that relates to the discharge of that officer's several  
12 duties, is under the supervision of the committee on senate organization.

13 **SECTION 3.** Senate rule 2 is amended to read:

1           **SENATE RULE 2. Substitute president.** (1) When the president is absent or  
2           unable to preside over the senate sitting in session, the president pro tempore may  
3           preside and assume all of the duties enumerated under rule 4. The substitution ~~shall~~  
4           does not extend beyond adjournment and shall end ends upon the president's return  
5           or the election of a new president.

6           (2) When the president and president pro tempore are absent or unable to  
7           preside, the senate shall elect, by roll call vote, one of the its members shall be elected  
8           to temporarily perform all of the duties enumerated under rule 4 until the president  
9           or president pro tempore returns and is able to preside.

10          (3) The presiding officer may call any member to the chair, but the substitution  
11          ~~shall~~ does not extend beyond an adjournment or the return of the president.

12          **SECTION 4.** Senate rule 3 is amended to read:

13          **SENATE RULE 3. Duties of president pro tempore and majority leader.**  
14          When the president is separated by death, resignation, or removal from office, or is  
15          otherwise unable to serve, all of the powers and duties of the president not  
16          enumerated in rule 4 ~~shall~~ devolve upon the president pro tempore until a president  
17          is elected. When both the president and president pro tempore are separated by  
18          death, resignation, or removal from office, or are otherwise unable to serve, all of the  
19          powers and duties of the president not enumerated under rule 4 ~~shall~~ devolve upon  
20          the majority leader until a president is elected.

21          **SECTION 5.** Senate rule 3m is amended to read:

22          **SENATE RULE 3m. Voting by presiding officer.** A senator may not be excused  
23          from voting on ~~any~~ a question by reason of occupying the chair.

1           **SECTION 6.** Senate rule 4 (intro.) and (1) to (8) are renumbered senate rule 4  
2 (1) (intro.) and (a) to (h), and senate rule 4 (title) and (1) (intro.), (a) and (g), as  
3 renumbered, are amended to read.

4           SENATE RULE 4 (title) **Duties of president and presiding officer.** (1) (intro.)  
5 The ~~president~~ presiding officer shall:

6           (a) Open the daily session, at the time to which adjournment is taken, by taking  
7 the chair and calling the members to order.

8           (g) Inform the senate when necessary, or when referred to for that purpose, on  
9 any point of order or ~~practice~~ procedure.

10          **SECTION 7.** Senate rule 4 (10) is renumbered senate rule 4 (2) and amended to  
11 read:

12          SENATE RULE 4 (2) ~~Refer~~ The president shall refer every notice and report  
13 concerning a proposed administrative rule received by ~~him or her~~ the presiding  
14 officer under section 227.19 of the statutes to the appropriate standing committee of  
15 the senate within 7 working days following receipt, and provide notice to that  
16 committee whenever the president is informed that a proposed rule is being  
17 withdrawn. The president shall refer any report received from a standing committee  
18 that objects to a proposed rule to the joint committee for review of administrative  
19 rules.

20          **SECTION 8.** Senate rule 5 (1), (2) (c), (3) and (4) are amended to read:

21          SENATE RULE 5 (1) ~~The~~ At the commencement of each biennial session, the  
22 senate shall elect, by roll call vote, a chief clerk of the senate shall be elected at the  
23 ~~commencement of each regular session, to.~~ The chief clerk shall hold office for the full  
24 2-year term of the legislature and until a successor is elected and qualified on the  
25 day of convening of the next legislature as established under section 13.02 (1) of the

1 statutes unless removed separated by death, resignation, or ~~the vote of removal by~~  
2 the vote of a majority of the actual present membership of the senate.

3 (2) (c) Prepare and transmit for reproduction its daily journal after the ~~close~~  
4 adjournment of each daily session, and, if so directed by the president or chairperson  
5 of the committee on senate organization, on any day on which the senate does not  
6 meet.

7 (3) The chief clerk ~~shall be~~ is responsible for all official acts of the employees  
8 assigned to that office, and may designate one of those employees as assistant chief  
9 clerk, who ~~shall have~~ has general supervision under the direction of the chief clerk  
10 and in the temporary absence of the chief clerk ~~shall have~~ has all of the powers and  
11 duties of the chief clerk. If the chief clerk is separated by death, resignation, or  
12 removal from office, the assistant chief clerk may exercise all of the powers and shall  
13 carry out all of the duties of the chief clerk until a chief clerk is elected.

14 (4) On the day of convening of the next legislature as established under section  
15 13.02 (1) of the statutes, when the president, president pro tempore, majority leader,  
16 and assistant majority leader are absent or unable to preside over the senate sitting  
17 in session and the senate does not elect a substitute president under rule 2 (2), the  
18 chief clerk shall perform all of the duties enumerated under rule 4.

19 **SECTION 9.** Senate rule 6 (1) and (2) (b) and (f) are amended to read:

20 **SENATE RULE 6 (1)** The At the commencement of each biennial session, the  
21 senate shall elect, by roll call vote, a sergeant at arms of the senate shall be elected  
22 at the commencement of each regular session, to. The sergeant at arms shall hold  
23 office for the full 2-year term of the legislature and until a successor is elected and  
24 qualified on the day of convening of the next legislature as established under section

1 13.02 (1) of the statutes unless ~~removed~~ separated by death, resignation, or ~~the vote~~  
2 ~~of removal by the vote of~~ a majority of the actual present membership of the senate.

3 (2) (b) Perform all the duties that may be assigned to the sergeant connected  
4 with the maintenance of decorum and good order in the chamber ~~and in the galleries~~.

5 (f) Ensure that the chamber is properly ventilated and is open for the use of the  
6 members as directed by the presiding officer or from one hour preceding any each  
7 daily session until one hour after that day's adjournment.

8 **SECTION 10.** Senate rule 7 (1) to (4) are amended to read:

9 SENATE RULE 7 (1) The presiding officer shall preserve order and decorum; ~~may~~  
10 speak to points of order in preference to others, rising for that purpose; and shall  
11 decide questions of order, subject to an appeal by a member, on which appeal each  
12 member may speak once not to exceed 5 minutes.

13 (2) Whenever a point of order is raised, the presiding officer may rule thereon  
14 forthwith, or may defer the decision not later than the 5th order of business on the  
15 2nd legislative day thereafter to provide time for examination of the precedents.  
16 Questions not ruled on within the required time shall be decided by a majority of the  
17 senate.

18 (3) Whenever the presiding officer ~~finds it necessary to take~~ takes a point of  
19 order under advisement in order to consult sources of parliamentary law and  
20 ~~practice~~ procedure, the presiding officer shall submit the decision in writing, stating  
21 the source consulted and the reasons for the decision. The text of the presiding  
22 officer's decision shall be ~~spread~~ recorded in upon the journal.

23 (4) On appeal being taken, the question ~~shall be~~ is "Shall the decision of the  
24 presiding officer stand as the judgment of the senate?", which question, and the

1 action thereon, shall be entered on the journal. The vote is taken by ayes and noes.  
2 A tie vote sustains the ruling of the presiding officer.

3 **SECTION 11.** Senate rule 8 (title), (1) (4), and (5) are amended to read:

4 **SENATE RULE 8 (title) Conduct during floor while sitting in session.** (1)  
5 Members, officers, and employees shall wear appropriate attire while the senate is  
6 sitting in session. Appropriate attire for men includes the wearing of a coat.

7 (4) A member or other person may not, within the bar of the senate, read  
8 newspapers or consume food, beverages, or ~~any~~ tobacco products.

9 (5) A member or other person may not smoke within the ~~bar of the senate, the~~  
10 ~~staff and press lobbies, and the visitors' galleries~~ chamber.

11 **SECTION 12.** Senate rule 11 (2), (3) and (5) are amended to read:

12 **SENATE RULE 11 (2)** Persons of the following classes, and no others, shall be  
13 admitted to that portion of the floor of the senate designated as the staff lobby ~~during~~  
14 while the senate is sitting in session ~~thereof:~~ state officers, employees of either house  
15 of the legislature, of legislative committees, and of legislative service agencies while  
16 engaged in the performance of their duties, members of congress, justices of the  
17 supreme court, and former members of the legislature.

18 (3) However, none of those persons in subs. (1) and (2) who are registered as  
19 lobbyists or engaged in defeating or promoting any pending legislation have the  
20 privilege of the area floor of the senate.

21 (5) All accredited correspondents of the news media, who confine themselves  
22 to their professional duties, have the privilege of the floor of the senate, except that  
23 ~~during the sessions of the senate~~ while the senate is sitting in session the privilege  
24 extends only to the press lobby.

25 **SECTION 13.** Senate rule 12 is amended to read:

1           **SENATE RULE 12. Privileges of senate to contestants for seats.** Contestants  
2 for seats have the privilege of the senate until their respective cases are disposed of;  
3 ~~the.~~ The privilege to extend extends only so far as access to the chamber, during the  
4 time occupied in settling the contest.

5           **SECTION 14.** Senate rule 13 is amended to read:

6           **SENATE RULE 13. Disturbance in lobby.** Whenever any disturbance or  
7 disorderly conduct occurs on the senate floor or in the lobby or gallery, the presiding  
8 officer may ~~cause~~ order the same ~~to be~~ cleared of all persons except members and  
9 officers.

10          **SECTION 15.** Senate rule 16 is amended to read:

11          **SENATE RULE 16. Leave of absence.** Members of the senate ~~shall~~ may not be  
12 absent from the daily session during the entire day without first obtaining a leave  
13 of absence. ~~Such~~ The leave may be granted at any time by a majority vote of the  
14 senate ~~at any time~~.

15          **SECTION 16.** Senate rule 17 (1) (intro.) and (b) and (2) are amended to read:

16          **SENATE RULE 17 (1) (intro.)** Following any opening prayer and the pledge of  
17 allegiance, the order of business in the senate ~~shall be~~ is as follows:

18          (b) *Second order.* ~~Introduction~~ Offering and reference of resolutions and joint  
19 resolutions.

20          (2) A proposal or other matter may be made a special order for a specified date  
21 and time by the committee on senate organization or by two-thirds of the members  
22 present. Once established, a special order can be postponed to a future date or time  
23 only by the committee on senate organization or by two-thirds of the members  
24 present. When the time for the special order has arrived and the special order is  
25 announced by the presiding officer, or attention thereto is called by ~~any~~ a member.

INSER  
9-14

1 the special order has precedence over the regular orders of business. Whenever the  
2 rules are suspended to advance such proposal or other matter to a subsequent stage,  
3 its precedence as a special order continues. Whenever any such special order is  
4 under consideration, it ~~shall~~ may not be interrupted by the arrival of the time for the  
5 consideration of another special order.

6 **SECTION 17.** Senate rule 20 (1) (c), (2) (a) and (7) are amended to read:

7 **SENATE RULE 20 (1) (c)** The other standing committees of the senate shall be  
8 created by the committee on senate organization as near to the commencement of the  
9 biennial session as possible.

10 (2) (a) The chairperson of the committee on senate organization, as near to the  
11 commencement of the biennial session as possible, shall make and report to the  
12 senate all committee appointments of members of the majority and minority parties.  
13 The chairperson of the committee on senate organization shall designate a  
14 chairperson for each senate committee and joint committee.

15 (7) Whenever ~~any~~ a member of the committee on senate organization is  
16 disabled and unable to serve, the senate may select a temporary replacement from  
17 among those senators of the same party affiliation. The replacement terminates  
18 upon the return of the disabled member.

19 **SECTION 18.** Senate rule 20m is amended to read:

20 **SENATE RULE 20m. Committees of conference.** The ~~chairperson of the~~  
21 ~~committee on senate organization~~ president shall appoint the senate members of  
22 committees of conference.

23 **SECTION 19.** Senate rule 21 is amended to read:

24 **SENATE RULE 21. Special committees.** All special committees shall be created  
25 by the committee on senate organization, designating the number and object, and be

1 appointed by the chairperson of the committee on senate organization. The member  
2 first named ~~shall act as~~ is the chairperson of the special committee.

3 **SECTION 20.** Senate rule 22 (2) is amended to read:

4 SENATE RULE 22 (2) On the question of the confirmation of appointments by the  
5 governor or the state superintendent of public instruction, the vote shall be taken by  
6 ayes and noes, which shall be entered upon the journal. The question of confirmation  
7 of the appointments is not subject to a motion for reconsideration under rule 67. The  
8 senate may, but is not required to, act upon an appointment resubmitted by the  
9 governor or the state superintendent of public instruction when the identical  
10 appointment has once been refused confirmation by the senate. The chief clerk shall  
11 record the cumulative status of all appointments in the bulletin of proceedings. The  
12 senate shall inform the governor and the assembly of the senate's final action on  
13 confirmation of a nomination for appointment that requires assembly confirmation.

14 **SECTION 21.** Senate rule 27 (1), (3) and (4) are amended to read:

15 SENATE RULE 27 (1) The chairperson of the committee to which any bill proposal  
16 is referred shall report in concise form the action of the committee and the date  
17 thereof, and shall authenticate the same by personal signature, e.g. for example:

18 The committee on ..... reports and recommends:

19 Senate Bill 24

20 AN ACT (relating clause)

21 Passage: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator .....;

22 Absent or not voting (1), Senator ..... .

23 Senate Bill 26

24 AN ACT (relating clause)

1 Adoption of Senate Amendment 1: Ayes (5), Senators ..... , ..... , .....  
2 , ..... , ..... ; Noes (0); Absent or not voting (0).

3 Passage as amended: Ayes (4), Senators ..... , ..... , ..... , ..... ;  
4 Noes (1), Senator ..... ; Absent or not voting (0).

5 Senate Bill 28

6 AN ACT (relating clause)

7 Adoption of Senate Substitute Amendment 1: Ayes (3), Senators ..... ,  
8 ..... , ..... ; Noes (2), Senators ..... , ..... ; Absent or not voting (0).

9 Passage as amended: Ayes (2), Senators ..... , ..... ; Noes (2), Senators  
10 ..... , ..... ; Absent or not voting (1), Senator ..... . Reported without  
11 recommendation.

12 Senate Bill 30

13 AN ACT (relating clause)

14 Indefinite postponement: Ayes (5), Senators ..... , ..... , ..... , ..... ,  
15 ..... ; Noes (0); Absent or not voting (0).

16 Senate Bill ..... (LRB- ..... / .....)

17 AN ACT (relating clause)

18 Introduction: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (1),  
19 Senator ..... ; Absent or not voting (0).

20 Assembly Bill 32

21 AN ACT (relating clause)

22 Concurrence: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (0);  
23 Absent or not voting (1), Senator ..... .

24 Assembly Bill 34

25 AN ACT (relating clause)

1 Nonconcurrency: Ayes (3), Senators ..... , ..... , ..... ; Noes (0); Absent  
2 or not voting (2), Senators ..... and .....

3 Senate Resolution 10

4 A resolution relating to, etc.

5 Adoption: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator  
6 .....; Absent or not voting (1), Senator .....

7 Senate Joint Resolution 50

8 A joint resolution relating to, etc.

9 Indefinite postponement: Ayes (5), Senators ..... , ..... , ..... , .....  
10 ..... ; Noes (0); Absent or not voting (0).

11 ..... Chairperson

12 (3) Any amendment or substitute amendment, recommended by the committee  
13 for rejection, shall may not be reported to the senate. Any such amendment may,  
14 upon motion and a majority vote, be revived by the vote of the majority of the current  
15 membership while the proposal is still in the amendable stage.

\*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "be revived by the senate while the proposal is still in the amendable stage."?

16 (4) (a) A committee may report out a proposal or appointment without  
17 recommendation only if the vote is tied. The committee report shall indicate the  
18 actual numerical vote on the motion on which the recommendation is based.

19 (b) Notwithstanding par. (a), the chief clerk shall record in the journal that a  
20 bill proposal is reported without recommendation whenever the bill proposal is  
21 withdrawn from committee under rule 18 or 41 (1) (d).

22 **SECTION 22.** Senate rule 28 is amended to read:

1           SENATE RULE 28. **Minority reports.** Any member or members dissenting from  
2 a report of a committee may make a separate report stating the reasons and  
3 conclusions; and all reports, if decorous in language and respectful to the senate,  
4 shall be entered at length on the journal. Any minority report shall must be filed on  
5 the same or the next legislative day as the majority report or recommendation.

6           **SECTION 23.** Senate rule 29 is amended to read:

7           SENATE RULE 29. **Copies of proposals.** ~~Copies of all proposals~~ The primary  
8 author of a proposal to be introduced or offered shall be presented by the primary  
9 ~~author present copies of it~~ to the chief clerk, enclosed in a jacket envelope as provided  
10 in rule 30.

11           **SECTION 24.** Senate rule 30 (title), (1) and (3) (a) are amended to read:

12           SENATE RULE 30 (title) **Filing of bills, etc. proposals.** (1) The legislative  
13 reference bureau shall provide jacket envelopes of a suitable size to hold any a  
14 proposal and the papers pertaining thereto, respectively, without folding or rolling.  
15 The clerk shall may not file any paper for any purpose, the cover of which has been  
16 either folded or rolled. The jacket envelopes shall must be distinguished  
17 distinguishable from those of the assembly by color.

18           (3) (a) The ~~actual~~ date of each public hearing on the proposal.

19           **SECTION 25.** Senate rule 31 (title), (1) and (2) are amended to read:

20           SENATE RULE 31 (title) **Clerical corrections to bills proposals.** (1) ~~Minor~~  
21 The chief clerk shall correct minor clerical errors in any proposal, such as errors in  
22 orthography or grammar, or the use of one word for another, such as “affect” for  
23 “effect,” wrong numbering or references, whether the errors occur in the original bill  
24 proposal or in any amendment thereto, ~~shall be corrected by the chief clerk.~~

1           (2) The chief clerk shall insert the enacting or usual enabling clause in any bill  
2 proposal before its passage or adoption if the same has been omitted. When  
3 necessary, the chief clerk shall correct the title of any bill so that the title ~~will show~~  
4 shows the sections affected, the subject to which the bill relates, and the making of  
5 an appropriation, if such is made by the bill.

6           **SECTION 26.** Senate rule 32 is amended to read:

7           **SENATE RULE 32. Reference to proposals and other matters.** (1) When first  
8 considered and thereafter each time that a proposal is considered after business  
9 relating to another subject has intervened, it shall be identified in the journal by  
10 number and relating clause. Thereafter all reference to ~~any the~~ proposal or petition  
11 either in the journal, or in messages ~~shall~~ must be by number only, except in the  
12 journal where the ayes and noes are entered. The chief clerk shall read the relating  
13 clauses except when the senate directs otherwise, except that in messages of  
14 approval of bills by the governor the chief clerk shall read the bill number only unless  
15 a member requests the relating clause to be read.

16           (2) No later than one-half hour following the adjournment of each ~~day's session~~  
17 legislative day, members may submit to the chief clerk in writing a listing of visitors  
18 from their districts who witnessed a part of the day's ~~session~~ meeting. The list,  
19 together with the record of the guests introduced on that legislative day under rule  
20 17 (4), shall be entered at the end of the day's journal.

21           **SECTION 27.** Senate rule 33 is amended to read:

22           **SENATE RULE 33. Introduction or offering of new proposals;**  
23 **admissibility of identical proposals; admissibility of resolutions in special**  
24 **session.** (1) ~~Any A~~ member may introduce or offer new proposals in accordance with  
25 rule 46 (1). ~~Before introducing or offering~~ a member introduces or offers a new

1 proposal to the senate, ~~the member shall cause~~ the legislative reference bureau to  
2 shall prepare the proposal in the proper form, and with the requisite number of  
3 copies for introduction or offering. A proposal may not be received if it contains  
4 handwritten changes in the copies prepared by the legislative reference bureau.

5 (2) A proposal identical with one already rejected may not be introduced or  
6 offered. However, an assembly bill or joint resolution that is identical to a senate bill  
7 or joint resolution previously rejected by the senate or any bill repealing a former act  
8 of the same biennial session may be introduced or offered.

9 (3) Resolutions offering commendations, congratulations, or condolences,  
10 memorializing congress or an individual, or affecting senate or legislative rules or  
11 ~~procedures~~ proceedings are declared not to be within the meaning of the term  
12 “business” under the constitutional provision limiting the matters to be considered  
13 during special sessions to those enumerated in the governor’s call for a special  
14 session.

15 **SECTION 28.** Senate rule 33 (3) is renumbered senate rule 93 (1d).

16 **SECTION 29.** Senate rule 34 (1) and (4) are amended to read:

17 **SENATE RULE 34 (1)** All bills and joint resolutions, and all resolutions except  
18 those privileged for immediate consideration under rule 69, shall, after being  
19 distributed, must lay over one day before being considered.

20 (4) ~~Any proposal for a certificate~~ A proposed citation under joint rule 7 shall,  
21 when received by the senate and whether originating in this house or in the  
22 assembly, be laid aside to allow time to examine the ~~proposal~~ proposed citation for  
23 its ~~appropriateness under~~ compliance with joint rule 7 (1), (1m), and (2). Upon  
24 approval by the president and the chief clerk, the ~~proposals~~ citations are deemed  
25 considered approved by the senate and shall be so recorded in the journal. If the

1 president or chief clerk refuses to approve a ~~proposal for a certificate~~ proposed  
2 citation, the committee on senate organization may require the president and chief  
3 clerk to approve it. A written committee report is not necessary.

4 SECTION 30. Senate rule 35 is amended to read:

5 SENATE RULE 35. **Three separate readings.** Every bill, and every joint  
6 resolution proposing an amendment to the constitution, shall must receive 3  
7 separate readings by relating clause ~~previous~~ prior to its passage except where  
8 otherwise provided, but shall may not receive 2 readings on the same day.

9 SECTION 31. Senate rule 36 (1), (1m) and (2) are amended to read:

10 SENATE RULE 36 (1) On the first reading, every bill requiring 3 readings under  
11 rule 35 and all resolutions not privileged by rule 69 shall be referred to the  
12 appropriate committee. The president shall determine the appropriate committee  
13 ~~shall be determined by the president~~ under rule 46 and ~~shall be announced by the~~  
14 chief clerk shall announce referral under the proper order of business. This rule  
15 applies to proposals originating in either house.

16 (1m) (a) On any legislative day when a report, showing the number and relating  
17 clause of proposals introduced or offered ~~for introduction~~ together with the  
18 president's referral, has been provided to the members ~~prior to~~ before the 2nd order  
19 of business, ~~such~~ the provision ~~shall serve~~ serves as the first reading and the  
20 announcement of the referral of ~~such~~ the proposals, and the content of the report  
21 shall be entered in the daily journal under the appropriate order of business.  
22 Rereferral under this rule may be made at any time, but may not be used to satisfy  
23 section 13.093 (1) of the statutes.

24 (b) Whenever ~~the introduction and referral of~~ a senate proposal is introduced  
25 or offered and referred or ~~the receipt and referral of~~ an assembly proposal occurs is

1 received and referred on a day on which the senate does not meet, the chief clerk shall  
2 ~~record in the journal the appropriate information concerning the proposal and such~~ ✓  
3 ~~recording shall constitute~~ constitutes the proposal's first reading. (IN SECRET 18-3)

4 (2) (a) All bills introduced in the senate which by any statute require reference  
5 in the senate to a particular committee shall be so referred upon first reading and  
6 all assembly bills when received from the assembly shall be so referred upon first  
7 reading except where the assembly record on the bill discloses that the statutory  
8 requirement has been satisfied by reference to the committee in the assembly.

9 (b) Only one such reference is required under this rule and the adoption of an  
10 amendment does not require rereference, but such rereference may be ordered by the  
11 senate at any time before passage or concurrence.

12 (c) Notwithstanding par. (a), the president may refer any a bill that pertains  
13 only incidentally to a matter of concern to a joint survey committee directly to the  
14 committee appropriate to the major substance of that bill, and in that case shall  
15 direct the appropriate joint survey committee to prepare its report on the bill while  
16 that bill is in the possession of the other committee. This rule does not suspend the  
17 requirement that the report of the appropriate joint survey committee must be  
18 received before the bill is given its 2nd reading.

19 **SECTION 32.** Senate rule 37 (2) and (3) are amended to read:

20 SENATE RULE 37 (2) All amendments to ~~the bill~~ a proposal shall be retained in  
21 the original bill jacket for the proposal.

22 (3) Amendments to a substitute amendment already adopted are in order  
23 before the bill or resolution is ordered engrossed and read a 3rd time without  
24 reconsideration of the adoption of the substitute amendment.

25 **SECTION 33.** Senate rule 38 is amended to read:

1           SENATE RULE 38. **Third reading; question.** (1) Upon the 3rd reading of the  
2 bill the question is ~~stated thus~~: “This bill having been read 3 separate times, the  
3 question is, “Shall the bill pass’ or “Shall the bill be concurred in’,” as the case may  
4 be, or other appropriate language may be used. A proposal on the calendar for 3rd  
5 reading is not subject to amendment but it may, on motion or by unanimous consent,  
6 be referred back to 2nd reading for the consideration of proposed amendments. ~~Such~~  
7 ~~a-~~ The motion requires a majority vote and is debatable.

8           (2) The position of a proposal on the calendar for 3rd reading is subject to  
9 removal from that position if ~~such~~ the removal is necessitated by a motion for  
10 reconsideration that is pending or decided under rule 67, but if the motion is  
11 negatively decided before the proposal is reached for consideration under that order,  
12 the position of the proposal under the order remains unchanged.

13           **SECTION 34.** Senate rule 40 is amended to read:

14           SENATE RULE 40. **Bill Proposal amended on 3rd reading to be**  
15 **reengrossed.** If a senate proposal ordered engrossed and read a 3rd time is  
16 amended or otherwise changed it shall be reengrossed before being read a 3rd time.  
17 Any senate proposal that passed the senate with amendments shall be engrossed  
18 under the supervision of the chief clerk before being messaged to the assembly.  
19 However, if the amendment is an unamended substitute amendment, the original  
20 substitute amendment is the bill.

21           **SECTION 35.** Senate rule 41 (1) (a) to (d) and (2) are amended to read:

22           SENATE RULE 41 (1) (a) Any A proposal or other matter may be rereferred at any  
23 time previous prior to its passage, except that a motion to withdraw from committee  
24 may not take effect ~~before a~~ committee hearing if a hearing has been scheduled when  
*during the 7 days preceding any scheduled*

1 ~~the motion to withdraw is made during the week in which the proposal or other~~  
2 ~~matter is scheduled for a public hearing.~~ *or the 7 days following the date on which a*  
*committee hearing is held*

3 (b) A motion to rerefer or withdraw is in order, but the question is divisible, and  
4 the senate having once refused to rerefer or withdraw a proposal or other matter from  
5 committee, any subsequent motion to rerefer or withdraw shall ~~require~~ requires a  
6 suspension of the rules.

7 (c) A motion to withdraw a matter from the committee on senate organization  
8 shall, if approved, ~~place~~ places the matter on the calendar. A motion to withdraw a  
9 matter from any other committee shall, if approved, ~~place~~ places the matter in the  
10 committee on senate organization unless the senate rerefers the matter to a different  
11 committee.

12 (d) Whenever a bill is introduced in the senate or assembly under section 227.19  
13 (5) (e) or 227.26 (2) (f) of the statutes, the bill is considered reported without  
14 recommendation and shall be placed before the committee on senate organization if  
15 a report is not received from the standing committee within 30 days after the date  
16 of referral. This paragraph does not apply if the bill is introduced within 30 days  
17 after the time at which further proposals may not be introduced or offered in the  
18 regular biennial session under joint rule 83 (2).

19 (2) Reference to committee is not in order after a proposal ~~has been~~ is passed  
20 or indefinitely postponed or finally disposed of by any action equivalent thereto.  
21 Questions of reconsideration, concurrence in amendments of the ~~other house~~  
22 assembly, conference committee reports, or executive vetoes may be placed on the  
23 table, but shall may not be referred to committee.

24 **SECTION 36.** Senate rule 42 is amended to read:

1           **SENATE RULE 42. Messaging to the assembly; proposals held during**  
2           **reconsideration period.** (1) Every bill or joint resolution upon which such action  
3           has been taken that it is next to be messaged to the assembly shall be so messaged  
4           by the chief clerk, but shall be held in the chief clerk's office until the time for  
5           reconsideration of the bill or joint resolution has expired. If the rules have been  
6           suspended for immediate messaging, the chief clerk shall enter the action in the  
7           history file for the bill or joint resolution. Every privileged joint resolution ~~shall be~~  
8           is messaged immediately without a suspension of the rules unless it is otherwise  
9           ordered by the senate.

10           (2) A bill or joint resolution that has been ordered immediately messaged to the  
11           assembly by the suspension of this rule is subject to further action by the senate while  
12           the bill or joint resolution is in actual physical possession of the senate. The further  
13           action is contingent upon a motion to rescind the action of ordering its immediate  
14           messaging being decided by a two-thirds vote.

15           **SECTION 37.** Senate rule 45 is amended to read:

16           **SENATE RULE 45. Offering of privileged resolution.** ~~Any~~ A resolution  
17           privileged by rule 69 shall, when sent to the clerk's desk, be read at length by the chief  
18           clerk, but may be read by its relating clause if copies of the text have been distributed  
19           to the members. When so read, the privileged resolution is ~~considered to be before~~  
20           the senate.

*is renumbered senate rule 46 (1) (a)  
and*

21           **SECTION 38.** Senate rule 46 (1), ~~(2)~~ and ~~(5)~~ are amended to read:

22           **SENATE RULE 46 (1)** <sup>(a)</sup> Proposals, amendments, petitions, reports,  
23           communications, or other documents that may properly come before the senate shall  
24           be presented by a member thereof to the chief clerk, or a staff member designated by  
25           the chief clerk, at anytime, except as otherwise provided in senate rule 93 (1p) and

INSERT  
22-3

Senate rule

1 joint rule 83 (2). A brief statement of the contents thereof shall must appear thereon,  
2 together with the name of the members introducing or offering the same. If a  
3 document is to be reproduced, the chief clerk shall number the document.

See #. ~~100~~ 46 (2) ~~is amended to read:~~

4 ~~SENATE RULE 46~~ (2) (a) The chief clerk shall advise the president of documents that must be  
5 referred under the rules and the president shall promptly refer the document to the  
6 appropriate committee. ~~The chief clerk shall announce the referral on the next~~  
7 ~~session legislative day upon reaching the appropriate order of business.~~

8 (b) Within 3 working days after the time of initial referral by the president  
9 under rule 4 (10) (2), a proposed rule may, with consent of the chairperson of the  
10 standing committee, be withdrawn from the standing committee to which it is  
11 referred and rereferred to another standing committee. Such action does not extend  
12 the standing committee review period. Rereferral may be made at any time.

13 (c) Within 5 working days after the time of initial referral by the president  
14 under rule 36 (2), any a proposal or appointment may, with the consent of the  
15 chairperson of the standing committee, be withdrawn from the standing committee  
16 to which it is referred and rereferred to another standing committee. Rereferral  
17 under this rule may be made at any time, but may not be used to satisfy section  
18 13.093 (1) of the statutes.

19 (5) A proposed amendment that is offered shall must have a heading stating  
20 the number of the proposal that it is proposed to amend and the name of the member  
21 proposing the amendment. The chief clerk shall read the number of the amendment.  
22 The amendment shall be reproduced. The jacket copy of the amendment shall be  
23 placed in the jacket and copies shall be distributed as provided by the rules.  
24 Amendments filed shall be recorded at the end of each day's journal.

25 SECTION 39. Senate rule 47 (3) and (4) are amended to read:

INSERT  
22-18

1           SENATE RULE 47 (3) ~~Any~~ A senate resolution or joint resolution that does not  
2 propose an amendment to the constitution may be referred directly to the committee  
3 on senate organization. When placed on the calendar under rule 18 such resolutions  
4 shall be placed under the proper “2nd reading” order of business and, upon reading,  
5 the question is directly upon adoption or concurrence.

6           (4) During consideration of amendments when both simple amendments and  
7 substitute amendments to a proposal are pending, the question ~~shall~~, in ascending  
8 numerical order ~~be~~, is first upon amendments to the substitute amendment, unless  
9 the senate by majority vote otherwise orders.

10           **SECTION 40.** Senate rule 48 is amended to read:

11           SENATE RULE 48. **Reading of amendments.** ~~The chief clerk shall read the full~~  
12 ~~text of each amendment shall be read to the members by the chief clerk, and the~~  
13 ~~presiding officer shall state the number of each amendment shall be stated by the~~  
14 ~~presiding officer, but the reading at length may not occur for amendments that have~~  
15 ~~been distributed to the members~~ may not be read at length.

16           **SECTION 41.** Senate rule 49 is amended to read:

17           SENATE RULE 49 **Offering amendments.** Amendments shall be numbered in  
18 the order received, and shall bear the name of the member or the committee offering  
19 the same. Amendments shall be prepared in proper form by the legislative reference  
20 bureau, and ~~shall~~ must be offered in compliance with rule 29; except that when the  
21 proposal is debated on 2nd reading amendments may be offered from the floor. The  
22 chief clerk shall have amendments offered from the floor drawn in proper form as  
23 soon as possible and before the ~~bill~~ proposal is subsequently engrossed and delivered  
24 to a committee or to the assembly. This provision does not delay action upon an  
25 amendment offered from the floor.

→ Ins. K-24-0

1 SECTION 42. Senate rule 51 is amended to read:

2 SENATE RULE 51. **Amendment in the 3rd degree prohibited.** Amendments  
3 beyond the degree of an amendment to an amendment to the main proposition are  
4 prohibited. For the purposes of this rule any a substitute amendment, and any an  
5 assembly amendment to a senate proposal or amendment, are considered a main  
6 proposition.

7 SECTION 43. ~~Senate rule 52 (title) is amended to read:~~

8 SENATE RULE 52 (title) **Motions to be germane; how bills proposals may**  
9 **not be amended.**

10 SECTION 44. Senate rule 55 is amended to read: → Ins. K-24-9

11 SENATE RULE 55. **Order of action.** If adverse action is recommended by a  
12 committee, that question shall be is put first. However, the senate may direct the  
13 consideration of amendments, but adoption of amendments does not change the  
14 question.

15 SECTION 45. Senate rule 58 is amended to read:

16 SENATE RULE 58. **Member out of order.** Any A member called to order shall  
17 sit down, and may not speak, except in explanation, until it is determined whether  
18 or not the member was in order. When a member is called to order for words spoken,  
19 the exceptional words shall be taken down in writing to better enable the presiding  
20 officer to judge whether they are in violation of the rules.

21 SECTION 46. Senate rule 59 is amended to read:

22 SENATE RULE 59. **How members may speak.** Members may not speak except  
23 from their assigned places, and not more than twice on a question, except on leave  
24 of the senate. If a question pending is lost by adjournment and revived on the

1 succeeding roll call day, a member who spoke twice on the preceding roll call day may  
2 not again speak without leave of the senate.

3 **SECTION 47.** Senate rule 60 is amended to read:

4 **SENATE RULE 60. Personal privilege.** Members may rise to explain matters  
5 personal to themselves by leave of the presiding officer, but may not discuss pending  
6 questions in the explanations. Questions of personal privilege are limited to  
7 questions affecting the rights, reputation, and conduct of the members in their  
8 representative capacities. A member's right to speak on a point of personal privilege  
9 ~~shall have~~ has precedence over all other questions except a motion to adjourn or a  
10 motion to raise a call.

11 **SECTION 48.** Senate rule 62 is amended to read:

12 **SENATE RULE 62. Stating motions.** When a motion is made, ~~it shall be stated~~  
13 ~~by the presiding officer shall state it or read by the chief clerk, previous shall read~~  
14 it prior to debate. If ~~any~~ a member requires it, all motions, except to adjourn,  
15 postpone, or refer, shall be reduced to writing. Except as provided in rule 67, any  
16 motion may be withdrawn by consent of the senate majority of those present.

17 **SECTION 49.** Senate rule 63 (2) is amended to read:

18 **SENATE RULE 63 (2)** These several motions ~~shall~~ have precedence in the order  
19 in which they are set forth in this rule.

20 **SECTION 50.** Senate rule 64 is amended to read:

21 **SENATE RULE 64. Motion to adjourn always in order.** A motion to adjourn  
22 ~~shall~~ is always be in order except when the senate is voting. However, a member may  
23 not move an adjournment when another member has the floor and 2 consecutive  
24 motions to adjourn are not in order unless other business intervenes. A motion to

1 adjourn to a time certain or to recess ~~shall have~~ has the same privilege as a motion  
2 to adjourn, but such motions shall have the order of precedence prescribed in rule 63.

3 **SECTION 51.** Senate rule 65 is amended to read:

4 **SENATE RULE 65. Laying on table.** (1) A motion to lay on the table has only  
5 the effect of disposing of the matter temporarily and it may be taken from the table  
6 at any time by order of the senate majority of those present.

7 (2) A motion to lay a proposal on the table ~~shall~~, if approved, ~~have~~ has the effect  
8 of returning the matter to the committee on senate organization.

9 (3) A motion to remove a proposal from the table ~~shall~~, if approved, ~~have~~ has  
10 the effect of withdrawing the matter from the committee on senate organization and  
11 placing it on the calendar.

12 **SECTION 52.** Senate rule 67 (1), (3), (6), (7) and (8) are amended to read:

13 **SENATE RULE 67 (1)** A motion to reconsider a question may be made by ~~any a~~ a  
14 member having the floor who voted with the majority, or whose position recorded  
15 under rule 75 agreed with the majority. In the case of a voice vote or tie vote, the  
16 motion for reconsideration may be offered by ~~any a~~ a member not recorded absent on  
17 the question that is moved to be reconsidered. The motion for reconsideration is  
18 subject to all rules governing debate that apply to the question moved to reconsider.

19 (3) The motion for reconsideration shall be made on the same or the next  
20 succeeding ~~legislative~~ roll call day and it shall be received under any order of  
21 business.

22 (6) A motion for reconsideration, when made on the same day as the action that  
23 is moved to be reconsidered, and not acted upon due to adjournment, other than  
24 adjournment under call on the question, expires with adjournment, but if made on  
25 the following day is not lost by adjournment. A motion to reconsider amendments

1 to a bill proposal is in order notwithstanding the bill's proposal's advancement to a  
2 3rd reading and a motion to reconsider the advancement is in order notwithstanding  
3 the suspension of the rules to take final action if the motions for reconsideration are  
4 otherwise timely and in order. Reconsideration of amendments under this rule shall  
5 have the same priority as to order of action as to amend under rule 63.

6 (7) Whenever a bill proposal is returned from the assembly, the governor, or  
7 elsewhere for further action pursuant to the senate's request for the return, motions  
8 for reconsideration necessarily incident to opening the bill proposal for further action  
9 shall be admitted regardless of the time limitation otherwise imposed by this rule.  
10 Action on executive vetoes or appointments or any motion to suspend the rules shall  
11 is not be subject to a motion for reconsideration.

12 (8) A motion for reconsideration, once entered, may only be withdrawn by the  
13 member making the motion, and only within the time when the motion by another  
14 member would still be timely; later only by consent of or action by the senate.

15 **SECTION 53.** Senate rule 68 is amended to read:

16 **SENATE RULE 68. Questions to be decided without debate.** A motion to  
17 adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from  
18 the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to  
19 reconsider a nondebatable question or a call for the current or previous question, are  
20 decided without debate. ~~And all~~ and may not be placed on the table. All incidental  
21 questions of order arising after a motion is made for any of the questions named in  
22 this rule, and pending the motion, is decided, whether on appeal or otherwise,  
23 without debate.

24 **SECTION 54.** Senate rule 69 is amended to read:

1           **SENATE RULE 69. Privileged motion or resolution.** A motion or resolution  
2 relating to the organization or ~~procedure~~ proceedings of the senate, or to any of its  
3 officers, members, or committees, is privileged in that it need not lie over for  
4 consideration, but may be taken up immediately unless referred to the calendar or  
5 committee.

6           **SECTION 55.** Senate rule 70 is amended to read:

7           **SENATE RULE 70. Division of question.** ~~Any~~ A member may call for the  
8 division of a question, which shall be divided if it consists of propositions in substance  
9 so distinct that, one being taken away, a substantive proposition ~~shall remain~~  
10 remains for the decision of the senate. A motion to delete and substitute is  
11 indivisible, but a motion to delete being lost does not preclude an amendment or a  
12 motion to delete and substitute. Division of action directly upon the substance of a  
13 proposal, as to pass, advance to a 3rd reading, indefinitely postpone, or any  
14 equivalent, which division may be accomplished by an amendment, are not  
15 permitted under this rule.

16           **SECTION 56.** Senate rule 72 (2) and (3) are amended to read:

17           **SENATE RULE 72 (2)** Members shall remain in their seats and shall ~~may~~ not be  
18 disturbed by any other person while the ayes and noes are being called.

19           (3) A request for a roll call shall ~~is~~ not be in order after the result of the vote  
20 has been announced.

21           **SECTION 57.** Senate rule 73 (1) is amended to read:

22           **SENATE RULE 73 (1)** All members present when a question is put shall vote as  
23 their names are called. For a special cause the senate may excuse a member from  
24 voting, but it shall ~~is~~ not be in order for a member to be excused after the senate has  
25 commenced voting.

1           **SECTION 58.** Senate rule 74 is amended to read:

2           **SENATE RULE 74. Explanation of vote not allowed.** Explanation by a  
3 member of his or her vote, at the time of the calling of the member's name, shall is  
4 not be allowed.

5           **SECTION 59.** Senate rule 77 (3) is amended to read:

6           **SENATE RULE 77 (3)** When ~~any~~ a matter is under consideration ~~any~~ a member  
7 may move the "previous question" or that the "previous question be put." The motion  
8 shall is not be debatable and if carried by a majority the main question then pending  
9 before the senate shall be put without debate.

10           **SECTION 60.** Senate rule 78 (1) and (3) are amended to read:

11           **SENATE RULE 78 (1)** The previous question being moved, the question ~~shall then~~  
12 be is: "Shall the main question be now put?", which question is determined by the  
13 ayes and noes. The main question being ordered to be now put, its effect is to end all  
14 debate, and bring the senate to a direct vote upon the main question.

15           (3) Ordering the previous question at any stage of a proposal ~~shall preclude~~  
16 precludes debate on all questions under that order, but not upon a motion to  
17 reconsider the question terminating that order.

18           **SECTION 61.** Senate rule 80 is amended to read:

19           **SENATE RULE 80. But one call of the senate in order.** On motion for the  
20 previous question, and before the ordering of the main question, one call of the senate  
21 is in order; but after proceedings under the call have been once dispensed with, or  
22 after a majority ~~has ordered~~ orders the main question, a call is not in order before  
23 the decision of the question.

24           **SECTION 62.** Senate rule 82 is amended to read:

ISSUED  
#29-4

1           **SENATE RULE 82. Putting question.** (1) On a call of the senate being moved,  
2 the presiding officer shall say: “It requiring 5 senators to make a call of the senate,  
3 those in favor of the call ~~will~~ shall rise.” And, if a sufficient number rise, the call shall  
4 be thereby ordered without debate.

5           (2) When a motion for a call of the senate ~~has failed~~ fails of the support of the  
6 necessary 5 members, and announcement of that fact ~~has been~~ is made, a 2nd motion  
7 for a call on the same question is not in order unless other business intervenes.

8           **SECTION 63.** Senate rule 85 (5) is amended to read:

9           **SENATE RULE 85 (5) RAISING CALL.** A motion to raise one or more calls takes  
10 precedence over every other motion, except a motion to adjourn. The affirmative vote  
11 of a majority of ~~the members who are then~~ those present is required for adoption.  
12 Upon adoption of a motion to raise one or more calls, business shall be taken up at  
13 the point at which it was interrupted by the call, except that motions to recess or  
14 adjourn take precedence over the question on which the call was raised, and  
15 subsequent calls on motions unrelated to progress of a proposal are in order. The  
16 motion to raise a call is not amendable.

17           **SECTION 64.** Senate rule 86 is amended to read:

18           **SENATE RULE 86. Sergeant at arms may report.** The sergeant at arms may  
19 make a report of the proceedings under the call at any time. The motion to accept  
20 the report is determined by ayes and noes. The call may not be raised unless a  
21 majority of ~~the members who are then~~ those present vote in favor of the motion. If  
22 the report is not accepted, the sergeant at arms shall proceed to a completion of the  
23 duties under rule 84.

24           **SECTION 65.** Senate rule 87 is amended to read:

1           SENATE RULE 87. **Call raised when absentees present and business**  
2 **disposed of.** When the sergeant at arms reports that all who were absent without  
3 leave are present and names them, the report shall be entered on the journal. The  
4 call ~~shall end~~ ends as soon as the business, pending when the call was made, is  
5 disposed of.

6           **SECTION 66.** Senate rule 88 (1) and (3) are amended to read:

7           SENATE RULE 88 (1) The committee on senate organization ~~shall have~~ has  
8 general supervision and direction over all employees of the senate and may supervise  
9 or assign supervision over employees as it considers proper to the chief clerk, to the  
10 sergeant at arms, or to members ~~of the senate.~~

11           (3) Employees may not be allowed compensation except for such time as they  
12 are ~~actually~~ in attendance, except when absent with leave granted by their superior  
13 officers. Employees are not exempt from this provision on any day of the week. All  
14 employees shall perform such duties in connection with the work of the senate as are  
15 assigned to them by their superior officers, and shall be available at such hours as  
16 their superior officers direct.

17           **SECTION 67.** Senate rule 90 is amended to read:

18           SENATE RULE 90. **Creating, amending, or repealing rules.** Senate rules  
19 may be created, amended, or repealed by resolution adopted by a vote of a majority  
20 of the senate membership presently serving. The vote is taken by ayes and noes. The  
21 resolution shall set forth the precise detail of the proposed creation, amendment, or  
22 repeal. After the senate rules have been established at the commencement of the  
23 ~~legislative biennium~~ biennial session, any resolution to change the senate rules ~~shall~~  
24 must lay over one week.

25           **SECTION 68.** Senate rule 92 is amended to read:

1           SENATE RULE 92. **Continuity of senate rules.** Senate rules are effective until  
2 amended or ~~rescinded~~ repealed by the senate. Senate rules remain in force at the  
3 beginning of a succeeding ~~regular~~ biennial session until superseded by rules adopted  
4 by the senate in the succeeding biennial session of the legislature.

5           **SECTION 69.** Senate rule 93 (intro.), (1) and (6) are amended to read:

6           SENATE RULE 93. **Special, extended, or extraordinary sessions.** (intro.)  
7 Unless otherwise provided by the senate for a specific special, extended, or  
8 extraordinary session, the rules of the senate adopted for the ~~regular~~ biennial session  
9 shall, with the following modifications, apply to each special session called by the  
10 governor and to each extended or extraordinary session called by the senate and  
11 assembly organization committees or called by a joint resolution approved by both  
12 houses:

13           (1) ~~A senate proposal or amendment may not be considered unless it is germane~~  
14 ~~to the subjects enumerated by the governor in the proclamation calling the special~~  
15 ~~session or to the subjects enumerated by the committees on organization or in the~~  
16 ~~joint resolution calling the extended or extraordinary session and~~ accomplishes the  
17 special purposes for which the special session was convened or the business specified  
18 in the action authorizing the extended floorperiod or extraordinary session.

19           (1p) A senate proposal may not be considered unless it is recommended to be  
20 introduced or offered by the committee on senate organization, the senate committee  
21 on finance, the joint committee on finance, the joint committee on legislative  
22 organization, or by the joint committee on employment relations.

23           (6) Any motion to advance a proposal and any motion to message a proposal to  
24 the ~~other house~~ assembly may be adopted by a majority of those present and voting.

25           **SECTION 70.** Senate rule 94 (1) is amended to read:

1           SENATE RULE 94 (1) Whenever directed to do so by the committee on senate  
2 organization, the chief clerk shall recompile and publish the senate manual  
3 containing the senate rules, the joint rules of the senate and assembly, and the  
4 constitution of this state, together with appropriate directories of the members of the  
5 legislature, legislative employees, accredited correspondents of the news media, a  
6 detailed alphabetical index, and such other information approved by the committee  
7 on senate organization as is useful to the members of the senate. In recompiling the  
8 senate manual, the chief clerk shall make the spelling and other minor corrections  
9 authorized to be made in legislation under rule 31 (1) and (4) and shall consult with  
10 the legislative reference bureau to make any references to provisions of the  
11 constitution, statutes, joint rules, or senate rules conform to the numbers then  
12 assigned to the provisions.

13           **SECTION 71.** Senate rule 96 (1) and (3) are amended to read:

14           SENATE RULE 96 (1) The committee on senate organization may request from  
15 the legislative fiscal bureau an original fiscal estimate on any a bill if the committee  
16 believes that a fiscal estimate on the bill will not be completed by the state agency  
17 assigned to prepare the fiscal estimate before the bill receives a public hearing, is  
18 voted on by a senate standing committee, or is considered by the senate.

19           (3) Unless otherwise determined by the senate, failure to receive a fiscal  
20 estimate requested under sub. (1) on a bill that already has one or more original fiscal  
21 estimates ~~shall~~ does not delay consideration of the bill. Unless otherwise determined  
22 by the senate, failure to receive a fiscal estimate requested other than under sub. (1)  
23 on a bill that already has one or more original fiscal estimates requested under sub.  
24 (1) ~~shall~~ does not delay consideration of the bill.

25           **SECTION 72.** Senate rule 97 is amended to read:

1           SENATE RULE 97. **Space assignments.** At the commencement of each biennial  
2 session, the committee on senate organization shall assign to each member the seat  
3 to be occupied by that member during the biennial ~~term~~ session. The schedule of  
4 room assignments to members and committees, and the schedule of meetings of  
5 standing committees, shall follow the schedule of the previous biennial session  
6 unless changed by vote of the committee on senate organization.

7           **SECTION 73.** Senate rule 98 (intro.) is renumbered senate rule 98 (1) and  
8 amended to read:

9           SENATE RULE 98 (1) ~~Any A member of the senate~~ may sponsor a citation on  
10 behalf of the senate to a particular person, group, or organization or to commemorate  
11 a particular event or occasion as specified in the citation. Citations may be issued  
12 during any floorperiod ~~as well as, during any committee work period, or during the~~  
13 interim period ~~scheduled for the of committee work of the interim committees.~~  
14 Citations are issued without formal approval by vote of the senate.

15           **SECTION 74.** Senate rule 98 (1) is renumbered senate rule 98 (1m) and amended  
16 to read:

17           SENATE RULE 98 (1m) Citations may be used in place of resolutions for  
18 commendations, congratulations, and condolences of persons, groups, or  
19 organizations or to give recognition to unusual and important events or occasions,  
20 except that the use of citations ~~shall~~ may not be abused. The committee on senate  
21 organization may more specifically interpret this subsection.

22           **SECTION 75.** Senate rule 98 (3) and (4) (intro.) are amended to read:

23           SENATE RULE 98 (3) ~~A~~ The president and chief clerk shall sign a citation on  
24 behalf of the senate ~~shall be signed by the president and by the chief clerk.~~ If so  
25 signed, it is considered approved by the senate and shall be so recorded in the journal.

1 If the president or chief clerk refuses to approve a citation, the committee on senate  
2 organization may require the president and chief clerk to approve it. A copy of the  
3 finished citation shall be provided to the issuing senator, and another copy thereof  
4 shall be filed in the legislative reference bureau.

5 (4) (intro.) All citations on behalf of the senate ~~shall~~ must be prepared on an  
6 artistic form, ~~shall~~ must first be approved by the committee on senate organization,  
7 ~~shall~~ must be suitable for framing, and ~~shall~~ must be in substantially the following  
8 form:

9 **SECTION 76.** Senate rule 99 (3) to (8), (16), (17), (20), (27) to (28), (33), (35), (36),  
10 (39), (40), (44), (48), (50), (50m), (52) to (54), (57m), (59), (62), (63), (66), (70) to (73)  
11 and (79) are amended to read:

12 **SENATE RULE 99 (3) ADOPTION:** Approval of a motion, amendment, substitute  
13 amendment, simple resolution, or joint resolution [see also subs. (16) and (54)].

14 (4) **AMENDMENT:** A suggested alteration in any a proposal or amendment, often  
15 referred to as a simple amendment in distinction to a substitute amendment, which  
16 is intended to take the place of the proposal.

17 (5) **APPEAL:** A member's challenge of a ruling on a point of order. To prevail,  
18 an appeal requires the support of a majority of ~~the members present~~ a quorum.

19 (7) **BILL:** A proposed change of law originating in either house, requiring  
20 passage by one house and concurrence of the other house of the legislature and  
21 approval of the governor, or passage notwithstanding the objections of the governor  
22 by a two-thirds vote in each house, or that becomes law without the signature of the  
23 governor, before becoming effective.

24 (8) **CALENDAR:** The agenda for any a legislative day.

1           (16) CONCURRENCE: The action by which one house agrees to a proposal or action  
2 of the other house [see also subs. (3) and (54)].

3           (17) ~~CONFERENCE COMMITTEE~~ COMMITTEE OF CONFERENCE: A committee of  
4 representatives to the assembly and of senators, appointed to resolve differences on  
5 a specific proposal.

6           (20) CURRENT MEMBERSHIP: The members of one of the houses, certified as  
7 elected in the last general election, omitting those who have subsequently resigned,  
8 have been removed, or have died.

9           (27) EXPUNGE: To remove material from the record and thus undo some senate  
10 action.

11           (27m) EXTRAORDINARY SESSION: The convening of the legislature by the  
12 assembly and senate committees on organization or by ~~petition or~~ joint resolution of  
13 the legislature to accomplish the business specified in the action calling the session.  
14 When used to continue a floor period of the ~~regular~~ biennial session for a limited  
15 purpose, the extraordinary session is referred to as an extended session.

16           (28) FISCAL ESTIMATE: A memorandum ~~by a state agency~~ pursuant to joint rules  
17 41 to 49 50, explaining the impact of a bill on state or local finances.

18           (33) HISTORY: A record of actions on ~~any given~~ a proposal.

19           (35) INDEFINITE POSTPONEMENT: A motion to kill a proposal in its house of origin  
20 for a legislative biennial session.

21           (36) INTRODUCTION: The formal presentation of a bill before one of the houses  
22 [see also sub. (50m)].

23           (39) JOINT RESOLUTION: A proposal requiring adoption by both houses, to: a)  
24 express the opinion of the legislature; b) change the joint rules of the legislature; c)

1 propose an amendment to the state constitution; or d) propose or ratify an  
2 amendment to the U.S. constitution.

3 (40) JOINT RULES: The common rules of ~~procedure~~ proceedings adopted by both  
4 houses.

5 (44) MAIN MOTIONS AND QUESTIONS: The final affirmative question concerning  
6 a proposal during any stage of its consideration or ~~any a~~ motion made or question  
7 raised when no other matter is before the house. Main questions have lower  
8 precedence than privileged, incidental, and subsidiary questions.

9 (48) MEMBERS PRESENT: Those members in attendance at a daily ~~session~~  
10 meeting of the senate.

11 (50) NONCONCURRENCE: The refusal of one house to agree to a proposal,  
12 amendment, or action of the other.

13 (50m) OFFER: The formal presentation of a joint resolution, resolution,  
14 substitute amendment, amendment, or motion before a house [see also sub. (36)].

15 (52) PAIR: A written agreement between 2 members on opposite sides of a  
16 question not to vote on that question while one or both are absent with leave, ~~thereby~~  
17 permitting which permits the absent member to influence the outcome of a vote.

18 (53) PARLIAMENTARY INQUIRY: A request for an explanation of a legislative rule  
19 or ~~procedure~~ proceeding.

20 (54) PASSAGE: Final approval in the first house of a bill introduced in that house  
21 if referring to action of one house and final approval of both houses of a bill introduced  
22 in either house if referring to action of both houses [see also subs. (3) and (16)].

23 (57m) PRESIDENT PRO TEMPORE: A member of the senate, elected by the  
24 membership to carry out the duties of the president in his or her absence until the  
25 return of the president or until a president is elected.

1 (59) PRIVILEGED MOTIONS AND REQUESTS: A group of motions and requests  
2 relating to basic questions concerning the meetings, organization, rules, rights, and  
3 duties of the senate or assembly and its members and having the highest precedence  
4 for consideration. Privileged motions and requests take precedence over incidental,  
5 subsidiary, and main questions.

6 (62) QUORUM: A majority of the current senate membership ~~of one of the houses~~,  
7 unless otherwise required by the state constitution.

8 (63) RECESS: A temporary suspension of business during a roll call day of the  
9 year.

10 (66) REGULAR SESSION: The biennial session of the legislature established by the  
11 constitution and by section 13.02 of the statutes. The Wisconsin legislature convenes  
12 in the capitol on the first Monday of January in each odd-numbered year at 2 p.m.  
13 to take the oath of office, to select officers, and to organize itself for the conduct of its  
14 business, but if the first Monday falls on January 1 or 2, the legislature organizes on  
15 January 3. Daily meetings begin in January of each year and continue throughout  
16 the ~~biennium~~ biennial session until the final adjournment of the biennial session.  
17 ~~“Session” is also often used to refer to the daily meetings of the legislature.~~

18 (70) RESCIND: An action by which one of the houses nullifies an action ~~or actions~~  
19 on a proposal so as to enable the house to again consider a proposal from a given  
20 stage. When ~~such~~ a motion to rescind prevails, the house resumes its consideration  
21 of a proposal at the stage indicated in the motion.

22 (71) RESOLUTION: A proposal: a) expressing the opinion of one of the houses;  
23 ~~or b)~~ changing the rules of one of the houses; or confirming a nomination for  
24 appointment.

25 (73) ROLL CALL DAY: A legislative day on which ~~any~~ a roll call is taken.



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INSERT ANALYSIS B

***Time limits for debate***

Currently, time limits and schedules for debate may be designated by the committee on senate organization or, if that committee does not object, by agreement of the majority leader and minority leader. This resolution also permits the presiding officer to designate time limits and schedules for debate, if if the committee on senate organization, the majority leader, and minority leader do not object.

***Timeliness of motions to withdraw from committee***

Currently, if a committee hearing is scheduled, a motion to withdraw a matter from the committee may not take effect during the week in which the committee hearing is scheduled. This resolution provides, instead, that a motion to withdraw from committee may not take effect during the 7 days preceding any scheduled committee hearing or the 7 days following the date on which a committee hearing is held.

***Germaneness***

The senate rules currently specify that the following amendments, among others, are not germane: (1) An amendment repealing a section amended by the original proposal or amending a section repealed by the original proposal, except to change the effective date; and (2) An amendment striking out all new material in the original proposal. The senate rules also specify that the following amendments, among others, are germane: (1) An amendment restoring a proposal to its original form or an amendment adding new statutory material on the same subject and with the same purpose to a proposal amending or restoring material stricken by a previous amendment; (2) An amendment relating only to detail; (3) An amendment proposing the use of a different committee to make an investigation, limitations on the effective date, the number of members on a board, or new material added which does not affect the subject or purpose; (4) An amendment to a revision bill; and (5) An amendment to a revisor's revision or correction bill, if the amendment makes corrections and does not add new substantive material. In addition, the senate rules also provide that an amendment to a joint resolution approving an amendment to the federal constitution is not in order. This resolution repeals these provisions.

INSERT 9-14 ✓

SECTION 1. Senate rule 17 (1) (intro.), (b) and (c) are amended to read:

SENATE RULE 17 ~~Order of business~~ (1) (intro.) Following any opening prayer and the pledge of allegiance, the order of business in the senate shall be is as follows:

# 2003 SENATE RESOLUTION

INSERTS

Insert  
Analysis  
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**To renumber** senate rule 46 (1); **to amend** senate rule 36 (1m) (b), senate rule 46 (2) (a) and senate rule 46 (5); and **to create** senate rule 46 (1) (b) and senate rule 46 (2) (d); **relating to:** recording items in the senate journal of proceedings and announcing senate actions.

(sub-subs)

Journal of proceedings

### Analysis by the Legislative Reference Bureau

The senate chief clerk currently is required to prepare and transmit for reproduction the senate's journal of proceedings after the close of each daily session and, if so directed by the president of the senate or chairperson of the committee on senate organization, on any nonsession day. This resolution requires the chief clerk to record official actions such as introductions and referrals, including those that occur on nonsession days, in the next published journal. The resolution also requires the chief clerk to announce these actions on the next session day under an appropriate order of business.

Currently, the rules require the chief clerk to record amendments at the end of each day's journal. This resolution deletes that requirement and, as a result, provides the chief clerk with discretion to record amendments in the journal in a location designated by the chief clerk.

5

**Resolved by the senate, That:**

6

**SECTION 1.** Senate rule 36 (1m) (b) is amended to read.

(b) Second order. ~~Introduction and reference of resolutions and joint resolutions~~ Chief clerk's entries.

(c) Third order. Introduction, first reading, and reference of bills proposals.

# SEC.#. Senate rule 50 (1) is renumbered senate rule 50 (1m) and amended to read:

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PLAIN TEXT

SECTION 2. Senate rule 50 (1) to (4) amended to read:

SENATE RULE 50 (title) ~~Amendments~~ Substitute amendments and amendments must be germane, general statement.

(1) Every substitute amendment and amendment to a proposal must be germane to that proposal. (CS SENATE RULE 50)

(1m) A standing committee may not report any substitute amendment or amendment for any to a proposal originating in either house and referred to the committee, and the senate may not consider any substitute amendment or amendment to a proposal, that relates to a different subject, is intended to accomplish a different purpose, or would totally alter the nature of the original proposal is not germane to that proposal. (CS SENATE RULE 50)

SEC.#. Senate rule 50 (2) to (4) are amended to read:

(2) Any substitute or A substitute amendment or amendment reported involving sub. (1) to a proposal may not be considered whenever, before its adoption, the senate is advised that the same is in violation of this rule, and if the presiding officer rules on the admissibility of the substitute or amendment when the question is raised that the substitute amendment or amendment is not germane to that proposal. (CS SENATE RULE 50)

(3) The senate may consider presiding officer may rule only on the germaneness of a senate substitutes and amendments substitute amendment or amendment and only, and only when the substitute amendment or amendment is before the senate.

MARK

(4) An amendment to an amendment to a proposal must be germane to the amendment as well as to ~~the original~~ that proposal.

**SECTION 3.** Senate rule 50 (5) is repealed.

**SECTION 4.** Senate rule 50 (6) is renumbered senate rule 50 (6) (intro.) and amended to read:

SENATE RULE 50 (6) (intro.) ~~An amendment otherwise germane which adds or repeals material previously adopted or rejected by the senate in another bill is germane.~~ The following substitute amendments or amendments are not germane:

(a) An identical ~~A substitute amendment or amendment or an amendment that is identical in effect to one previously rejected offered and disposed of as another substitute amendment or amendment to the same bill or identical to a proposal currently before the senate is not germane, but such amendments are germane if not identical with prior rejected amendments to the same bill or proposals currently before the senate~~ proposal.

**SECTION 5.** Senate rule 50 (7) is renumbered senate rule 50 (6) (b) and amended to read:

SENATE RULE 50 (6) (b) A substitute amendment or amendment relating to a specific subject or to a general class is not germane to a bill relating to a proposal that relates to a subject that is different specific subject, but an amendment limiting the scope of the proposal is germane from the subject of that proposal, that is intended to accomplish a purpose that is different from the purpose of that proposal, that negates that proposal entirely, or that substitutes another proposal pending before the senate.

**SECTION 6.** Senate rule 50 (8) is renumbered senate rule 50 (8) (intro.) and amended to read:

SENATE RULE 50 (8) (intro.) Amendments The following substitute amendments and amendments are germane:

(a) A substitute amendment or amendment proposing methods a method of raising revenues are germane to for an appropriation bills and amendments bill or proposing appropriations are germane to an appropriation for a revenue bills. Amendments bill.

(b) A substitute amendment or amendment adding appropriations an appropriation necessary to fulfill the original intent of a proposal are germane.

SECTION 7. Senate rule 50 (9) to (11) are repeated.

SECTION 8. Senate rule 52 is amended to read:

SENATE RULE 52 **Motions to be germane; how bills may not be amended.**

A motion or proposition on a subject different from that under consideration may not be admitted under color of amendment. ~~A proposal may not be amended by annexing thereto or incorporating therein any other proposal pending before the senate.~~

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INSERT K-29-4

SECTION 9. Senate rule 76 is renumbered senate rule 76 (1) and amended to read:

SENATE RULE 76 ~~Scheduling time limits for debate~~ (1) ~~The committee on senate organization may, or the majority leader and the minority leader if that committee does not object may jointly, designate time~~ Time limits and schedules for debate may be designated in the manner described in sub. (2). The time limits may be rejected or modified by majority vote of the senate, but this question is not debatable. The schedules and time limits shall be announced by the presiding officer

immediately upon being presented. Promptly at the expiration of the time allotted, the presiding officer shall put the question.

**SECTION 10.** Senate rule 76 (2) is created to read:

SENATE RULE 76 (2) Time limits and schedules for debate may be designated under sub. (1) by any of the following means:

- (a) By the committee on senate organization.
- (b) Jointly by the majority leader and the minority leader, if the committee on senate organization does not object.
- (c) By the presiding officer, if ~~the committee on senate organization~~ the majority leader and the minority leader do not object.

1 SENATE RULE 36 (1m) (b) Whenever the introduction and referral of a senate  
 2 proposal or the receipt and referral of an assembly proposal occurs on a day on which  
 3 the senate does not meet, the chief clerk shall record in the journal the appropriate  
 4 information concerning the proposal and such recording shall constitute clerk's act  
 5 of recording the proposal in the journal under rule 46 (1) (b) ~~constitutes the proposal's~~  
 6 first reading.

7 ~~SECTION 2. Senate rule 46 (1) is renumbered senate rule 46 (1) (a).~~

8 SECTION 3. Senate rule 46 (1) (b) is created to read:

9 SENATE RULE 46 (1) (b) The chief clerk shall announce each document  
 10 introduced or offered under par. (a), and each proposal received from the assembly,  
 11 on the next session day under the appropriate order of business. The document or  
 12 proposal shall be recorded in the first journal published after the document or  
 13 proposal is received by the chief clerk.

14 SECTION 4. Senate rule 46 (2) (a) is amended to read:

15 SENATE RULE 46 (2) (a) The chief clerk shall advise the president of documents  
 16 that must be referred under the rules and the president shall promptly refer the  
 17 document to the appropriate committee. ~~The chief clerk shall announce the referral  
 18 on the next session day upon reaching the appropriate order of business.~~

19 SECTION 5. Senate rule 46 (2) (d) is created to read:

20 SENATE RULE 46 (2) (d) The chief clerk shall announce each referral, or  
 21 withdrawal and rereferral, provided for under the senate rules on the next session  
 22 day under the appropriate order of business. Each referral, or withdrawal and  
 23 rereferral, shall be recorded in the first journal published after the referral, or  
 24 withdrawal and rereferral, occurs.

25 SECTION 6. Senate rule 46 (5) is amended to read:

INS 502  
18-3

INS 487  
22-3

INS 18  
22-18

MUST

1           SENATE RULE 46 (5) A proposed amendment that is offered ~~shall~~ have a heading  
2           stating the number of the proposal that it is proposed to amend and the name of the  
3           member proposing the amendment. The chief clerk shall read the number of the  
4           amendment. The amendment shall be reproduced. The jacket copy of the  
5           amendment shall be placed in the jacket and copies shall be distributed as provided  
6           by the rules. ~~Amendments filed shall be recorded at the end of each day's journal.~~

(END)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1538/P1dn  
RJM/JK/PJD:...

P2 dn



Senator Panzer:

Attached is a preliminary draft containing the requested changes to the senate rules. As you review the draft, please note the following:

1. By repealing senate rule 50 (5) and (9) to (11), the draft removes specific guidance concerning the germaneness or admissibility of several types of amendments. Please review these items to ensure that you no longer intend to include them in the senate rules. Also, please note that we continued to use the term "substitute amendment" throughout proposed senate rule 50 because the term "amendment," as used in the rules, generally refers only to a simple amendment. See senate rule 99 (4).
2. We did not place what is currently senate rule 51 (amendments in the third degree) in senate rule 50 (germaneness) because each rule covers a distinct subject. We would not recommend placing the content of senate rule 51 in senate rule 50 because it is possible that an amendment in the third degree may nonetheless be germane. If you would like to discuss this issue further, or if you disagree, please let us know.

Please feel free to call if you would like to discuss any of these issues or if you would like the draft converted into introducible form.

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**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1538/P2dn  
RJM/JK/PJD:kmg:jf

January 22, 2003

Senator Panzer:

Attached is a preliminary draft containing the requested changes to the senate rules. As you review the draft, please note the following:

1. By repealing senate rule 50 (5) and (9) to (11), the draft removes specific guidance concerning the germaneness or admissibility of several types of amendments. Please review these items to ensure that you no longer intend to include them in the senate rules. Also, please note that we continued to use the term "substitute amendment" throughout proposed senate rule 50 because the term "amendment," as used in the rules, generally refers only to a simple amendment. See senate rule 99 (4).
2. We did not place what is currently senate rule 51 (amendments in the third degree) in senate rule 50 (germaneness) because each rule covers a distinct subject. We would not recommend placing the content of senate rule 51 in senate rule 50 because it is possible that an amendment in the third degree may nonetheless be germane. If you would like to discuss this issue further, or if you disagree, please let us know.

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~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

## 2003 SENATE RESOLUTION

by filed  
2-12-03

Sen. Cat.

1     **To repeal** senate rule 50 (5) and senate rule 50 (9) to (11); **to renumber** senate rule  
2     33 (3); **to renumber and amend** senate rule 4 (intro.) and (1) to (8), senate rule  
3     4 (10), senate rule 46 (1), senate rule 50 (1), senate rule 50 (6), senate rule 50  
4     (7), senate rule 50 (8), senate rule 76, senate rule 98 (intro.), senate rule 98 (1)  
5     and senate rule 99 (17); **to amend** senate rule 1 (title) and (1), senate rule 1m  
6     (2), senate rule 2, senate rule 3, senate rule 3m, senate rule 5 (1), (2) (c), (3) and  
7     (4), senate rule 6 (1) and (2) (b) and (f), senate rule 7 (1) to (4), senate rule 8  
8     (title), (1) (4), and (5), senate rule 11 (2), (3) and (5), senate rule 12, senate rule  
9     13, senate rule 16, senate rule 17 (1) (intro.), (b) and (c), senate rule 20 (1) (c),  
10    (2) (a) and (7), senate rule 20m, senate rule 21, senate rule 22 (2), senate rule  
11    27 (1), (3) and (4), senate rule 28, senate rule 29, senate rule 30 (title), (1) and  
12    (3) (a), senate rule 31 (title), (1) and (2), senate rule 32, senate rule 33, senate  
13    rule 34 (1) and (4), senate rule 35, senate rule 36 (1), (1m) and (2), senate rule  
14    37 (2) and (3), senate rule 38, senate rule 40, senate rule 41 (1) (a) to (d) and (2),

1 senate rule 42, senate rule 45, senate rule 46 (2), senate rule 46 (5), senate rule  
2 47 (3) and (4), senate rule 48, senate rule 49, senate rule 50 (title), senate rule  
3 59 (2) to (4), senate rule 51, senate rule 52, senate rule 55, senate rule 58, senate  
4 rule 59, senate rule 60, senate rule 62, senate rule 63 (2), senate rule 64, senate  
5 rule 65, senate rule 67 (1), (3), (6), (7) and (8), senate rule 68, senate rule 69,  
6 senate rule 70, senate rule 72 (2) and (3), senate rule 73 (1), senate rule 74,  
7 senate rule 77 (3), senate rule 78 (1) and (3), senate rule 80, senate rule 82,  
8 senate rule 85 (5), senate rule 86, senate rule 87, senate rule 88 (1) and (3),  
9 senate rule 90, senate rule 92, senate rule 93 (intro.), (1) and (6), senate rule 94  
10 (1), senate rule 96 (1) and (3), senate rule 97, senate rule 98 (3) and (4) (intro.)  
11 and senate rule 99 (3) to (8), (16), (17), (20), (27) to (28), (33), (35), (36), (39), (40),  
12 (44), (48), (50), (50m), (52) to (54), (57m), (59), (62), (63), (66), (70) to (73) and  
13 (79); and **to create** senate rule 46 (1) (b), senate rule 46 (2) (d), senate rule 50  
14 (1), senate rule 76 (2) and senate rule 99 (57p); **relating to:** the senate rules.

---

### ***Analysis by the Legislative Reference Bureau***

This resolution makes the following changes to the senate rules:

#### ***Election and term of senate officers***

This resolution provides that the senate shall elect, by roll call vote, rather than designate, one of its members to serve as president and elect, by roll call vote, one to serve as president pro tempore. The resolution also provides that the president, president pro tempore, chief clerk, and sergeant at arms shall serve for the biennial session unless separated by death, resignation, or removal by the adoption of a resolution by a majority of the current membership.

#### ***Standardized terminology***

The resolution standardizes the use of “session” to specify when it means daily session, when it means biennial session, and when it means that a house is sitting in session. The resolution also standardizes the use of “day” to specify when it means roll call day, when it means legislative day, when it means business day, when it means working day, and when it means day.

***Appointment of conference committee***

The resolution authorizes the president, rather than the chairperson of the committee on senate organization, to appoint senate members of a conference committee.

***Conference committee reports***

The resolution provides that questions of conference committee reports may be placed on the table, but may not be referred to committee.

***Tabling of certain motions***

The resolution provides that a motion to adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to reconsider a nondebatable question or a call for the current or previous question, may not be placed on the table.

***Special sessions***

Under the current rule for special sessions, a senate proposal may not be considered unless it is germane to the subjects enumerated by the governor in the proclamation calling the special session or to the subjects enumerated by the committees on organization or in the joint resolution calling the extended or extraordinary session. This resolution, instead, provides that a senate proposal, or amendment, may not be considered unless it accomplishes the special purposes for which the special session was convened or the business specified in the action authorizing the extended floorperiod or extraordinary session.

Under the current rule for special sessions, a senate proposal may not be considered unless it is recommended to be introduced or offered by the committee on senate organization or by the joint committee on employment relations. This resolution provides that a senate proposal may also be considered if it is recommended by the senate committee on finance, the joint committee on finance, or the joint committee on legislative organization.

***Journal of proceedings***

The senate chief clerk currently is required to prepare and transmit for reproduction the senate's journal of proceedings after the close of each daily session and, if so directed by the president of the senate or chairperson of the committee on senate organization, on any nonsession day. This resolution requires the chief clerk to record official actions such as introductions and referrals, including those that occur on nonsession days, in the next published journal. The resolution also requires the chief clerk to announce these actions on the next session day under an appropriate order of business.

Currently, the rules require the chief clerk to record amendments at the end of each day's journal. This resolution deletes that requirement and, as a result, provides the chief clerk with discretion to record amendments in the journal in a location designated by the chief clerk.

***Time limits for debate***

Currently, time limits and schedules for debate may be designated by the committee on senate organization or, if that committee does not object, by agreement of the majority leader and minority leader. This resolution also permits the presiding

officer to designate time limits and schedules for debate, if the majority leader or minority leader does not object.

***Timeliness of motions to withdraw from committee***

Currently, if a committee hearing is scheduled, a motion to withdraw a matter from the committee may not take effect during the week in which the committee hearing is scheduled. This resolution provides, instead, that a motion to withdraw from committee may not take effect during the 7 days preceding any scheduled committee hearing or the 7 days following the date on which a committee hearing is held.

***Germaneness***

The senate rules currently specify that the following amendments, among others, are not germane: 1) an amendment repealing a section amended by the original proposal or amending a section repealed by the original proposal, except to change the effective date; and 2) an amendment striking out all new material in the original proposal. The senate rules also specify that the following amendments, among others, are germane: 1) an amendment restoring a proposal to its original form or an amendment adding new statutory material on the same subject and with the same purpose to a proposal amending or restoring material stricken by a previous amendment; 2) an amendment relating only to detail; 3) an amendment proposing the use of a different committee to make an investigation, limitations on the effective date, the number of members on a board, or new material added which does not affect the subject or purpose; 4) an amendment to a revision bill; and 5) an amendment to a revisor's revision or correction bill, if the amendment makes corrections and does not add new substantive material. In addition, the senate rules also provide that an amendment to a joint resolution approving an amendment to the federal constitution is not in order. This resolution repeals these provisions.

---

1           ***Resolved by the senate, That:***

2           **SECTION 1.** Senate rule 1 (title) and (1) are amended to read:

3           SENATE RULE 1 (title) **President; president pro tempore.** (1) The senate  
4 shall ~~designate elect, by roll call vote,~~ one of its members to serve as president ~~for the~~  
5 ~~legislative biennium~~ and one to serve as president pro tempore. The president and  
6 president pro tempore shall serve for the biennial session unless separated by death,  
7 resignation, or removal by the adoption of a resolution by a majority of the current  
8 membership.

9           **SECTION 2.** Senate rule 1m (2) is amended to read:

1           SENATE RULE 1m (2) Every officer of the senate is subordinate to the committee  
2 on senate organization and, in all that relates to the discharge of that officer's several  
3 duties, is under the supervision of the committee on senate organization.

4           **SECTION 3.** Senate rule 2 is amended to read:

5           SENATE RULE 2. **Substitute president.** (1) When the president is absent or  
6 unable to preside over the senate sitting in session, the president pro tempore may  
7 preside and assume all of the duties enumerated under rule 4. The substitution ~~shall~~  
8 does not extend beyond adjournment and ~~shall end~~ ends upon the president's return  
9 or the election of a new president.

10           (2) When the president and president pro tempore are absent or unable to  
11 preside, the senate shall elect, by roll call vote, one of the its members ~~shall be elected~~  
12 to temporarily perform all of the duties enumerated under rule 4 until the president  
13 or president pro tempore returns and is able to preside.

14           (3) The presiding officer may call any member to the chair, but the substitution  
15 ~~shall~~ does not extend beyond an adjournment or the return of the president.

16           **SECTION 4.** Senate rule 3 is amended to read:

17           SENATE RULE 3. **Duties of president pro tempore and majority leader.**  
18 When the president is separated by death, resignation, or removal from office, or is  
19 otherwise unable to serve, all of the powers and duties of the president not  
20 enumerated in rule 4 ~~shall~~ devolve upon the president pro tempore until a president  
21 is elected. When both the president and president pro tempore are separated by  
22 death, resignation, or removal from office, or are otherwise unable to serve, all of the  
23 powers and duties of the president not enumerated under rule 4 ~~shall~~ devolve upon  
24 the majority leader until a president is elected.

25           **SECTION 5.** Senate rule 3m is amended to read:

1           SENATE RULE 3m. **Voting by presiding officer.** A senator may not be excused  
2 from voting on ~~any a~~ question by reason of occupying the chair.

3           **SECTION 6.** Senate rule 4 (intro.) and (1) to (8) are renumbered senate rule 4  
4 (1) (intro.) and (a) to (h), and senate rule 4 (title) and (1) (intro.), (a) and (g), as  
5 renumbered, are amended to read.

6           SENATE RULE 4 (title) **Duties of president and presiding officer.** (1) (intro.)  
7 The ~~president~~ presiding officer shall:

8           (a) Open the daily session, at the time to which adjournment is taken, by taking  
9 the chair and calling the members to order.

10           (g) Inform the senate when necessary, or when referred to for that purpose, on  
11 any point of order or practice procedure.

12           **SECTION 7.** Senate rule 4 (10) is renumbered senate rule 4 (2) and amended to  
13 read:

14           SENATE RULE 4 (2) ~~Refer~~ The president shall refer every notice and report  
15 concerning a proposed administrative rule received by ~~him or her~~ the presiding  
16 officer under section 227.19 of the statutes to the appropriate standing committee of  
17 the senate within 7 working days following receipt, and provide notice to that  
18 committee whenever the president is informed that a proposed rule is being  
19 withdrawn. The president shall refer any report received from a standing committee  
20 that objects to a proposed rule to the joint committee for review of administrative  
21 rules.

22           **SECTION 8.** Senate rule 5 (1), (2) (c), (3) and (4) are amended to read:

23           SENATE RULE 5 (1) The At the commencement of each biennial session, the  
24 senate shall elect, by roll call vote, a chief clerk of the senate shall be elected at the  
25 commencement of each regular session, to. The chief clerk shall hold office for the

1 full 2-year term of the legislature and until a successor is elected and qualified on  
2 the day of convening of the next legislature as established under section 13.02 (1) of  
3 the statutes unless ~~removed~~ separated by death, resignation, or ~~the vote of removal~~  
4 by the vote of a majority of the actual present membership of the senate.

5 (2) (c) Prepare and transmit for reproduction its daily journal after the ~~close~~  
6 adjournment of each daily session, and, if so directed by the president or chairperson  
7 of the committee on senate organization, on any day on which the senate does not  
8 meet.

9 (3) The chief clerk ~~shall be~~ is responsible for all official acts of the employees  
10 assigned to that office, and may designate one of those employees as assistant chief  
11 clerk, who shall have has general supervision under the direction of the chief clerk  
12 and in the temporary absence of the chief clerk ~~shall have~~ has all of the powers and  
13 duties of the chief clerk. If the chief clerk is separated by death, resignation, or  
14 removal from office, the assistant chief clerk may exercise all of the powers and shall  
15 carry out all of the duties of the chief clerk until a chief clerk is elected.

16 (4) On the day of convening of the next legislature as established under section  
17 13.02 (1) of the statutes, when the president, president pro tempore, majority leader,  
18 and assistant majority leader are absent or unable to preside over the senate sitting  
19 in session and the senate does not elect a substitute president under rule 2 (2), the  
20 chief clerk shall perform all of the duties enumerated under rule 4.

21 **SECTION 9.** Senate rule 6 (1) and (2) (b) and (f) are amended to read:

22 SENATE RULE 6 (1) The At the commencement of each biennial session, the  
23 senate shall elect, by roll call vote, a sergeant at arms of the senate shall be elected  
24 at the commencement of each regular session, to. The sergeant at arms shall hold  
25 office for the full 2-year term of the legislature and until a successor is elected and

1 qualified on the day of convening of the next legislature as established under section  
2 13.02 (1) of the statutes unless ~~removed~~ separated by death, resignation, or ~~the vote~~  
3 of removal by the vote of a majority of the actual present membership of the senate.

4 (2) (b) Perform all the duties that may be assigned to the sergeant connected  
5 with the maintenance of decorum and good order in the chamber ~~and in the galleries.~~

6 (f) Ensure that the chamber is properly ventilated and is open for the use of the  
7 members as directed by the presiding officer or from one hour preceding ~~any~~ each  
8 daily session until one hour after that day's adjournment.

9 **SECTION 10.** Senate rule 7 (1) to (4) are amended to read:

10 SENATE RULE 7 (1) The presiding officer shall preserve order and decorum; may  
11 speak to points of order in preference to others, rising for that purpose; and shall  
12 decide questions of order, subject to an appeal by a member, on which appeal each  
13 member may speak once not to exceed 5 minutes.

14 (2) Whenever a point of order is raised, the presiding officer may rule thereon  
15 forthwith, or may defer the decision not later than the 5th order of business on the  
16 2nd legislative day thereafter to provide time for examination of the precedents.  
17 Questions not ruled on within the required time shall be decided by a majority of the  
18 senate.

19 (3) Whenever the presiding officer ~~finds it necessary to take~~ takes a point of  
20 order under advisement in order to consult sources of parliamentary law and  
21 ~~practice~~ procedure, the presiding officer shall submit the decision in writing, stating  
22 the source consulted and the reasons for the decision. The text of the presiding  
23 officer's decision shall be ~~spread~~ recorded in upon the journal.

24 (4) On appeal being taken, the question ~~shall be~~ is "Shall the decision of the  
25 presiding officer stand as the judgment of the senate?", which question, and the

1 action thereon, shall be entered on the journal. The vote is taken by ayes and noes.

2 A tie vote sustains the ruling of the presiding officer.

3 **SECTION 11.** Senate rule 8 (title), (1) (4), and (5) are amended to read:

4 **SENATE RULE 8 (title) Conduct during floor while sitting in session.** (1)

5 Members, officers, and employees shall wear appropriate attire while the senate is  
6 sitting in session. Appropriate attire for men includes the wearing of a coat.

7 (4) A member or other person may not, within the bar of the senate, read  
8 newspapers or consume food, beverages, or ~~any~~ tobacco products.

9 (5) A member or other person may not smoke within the ~~bar of the senate, the~~  
10 ~~staff and press lobbies, and the visitors' galleries~~ chamber.

11 **SECTION 12.** Senate rule 11 (2), (3) and (5) are amended to read:

12 **SENATE RULE 11 (2)** Persons of the following classes, and no others, shall be  
13 admitted to that portion of the floor of the senate designated as the staff lobby ~~during~~  
14 while the senate is sitting in session thereof: state officers, employees of either house  
15 of the legislature, of legislative committees, and of legislative service agencies while  
16 engaged in the performance of their duties, members of congress, justices of the  
17 supreme court, and former members of the legislature.

18 (3) However, none of those persons in subs. (1) and (2) who are registered as  
19 lobbyists or engaged in defeating or promoting any pending legislation have the  
20 privilege of the area floor of the senate.

21 (5) All accredited correspondents of the news media, who confine themselves  
22 to their professional duties, have the privilege of the floor of the senate, except that  
23 ~~during the sessions of the senate~~ while the senate is sitting in session the privilege  
24 extends only to the press lobby.

25 **SECTION 13.** Senate rule 12 is amended to read:

1           **SENATE RULE 12. Privileges of senate to contestants for seats.** Contestants  
2 for seats have the privilege of the senate until their respective cases are disposed of;  
3 ~~the. The privilege to extend~~ extends only so far as access to the chamber, during the  
4 time occupied in settling the contest.

5           **SECTION 14.** Senate rule 13 is amended to read:

6           **SENATE RULE 13. Disturbance in lobby.** Whenever any disturbance or  
7 disorderly conduct occurs on the senate floor or in the lobby or gallery, the presiding  
8 officer may ~~cause~~ order the same ~~to be~~ cleared of all persons except members and  
9 officers.

10          **SECTION 15.** Senate rule 16 is amended to read:

11          **SENATE RULE 16. Leave of absence.** Members of the senate ~~shall~~ may not be  
12 absent from the daily session during the entire day without first obtaining a leave  
13 of absence. ~~Such~~ The leave may be granted at any time by a majority vote of the  
14 senate ~~at any time~~.

15          **SECTION 16.** Senate rule 17 (1) (intro.), (b) and (c) are amended to read:

16          **SENATE RULE 17 (1) (intro.)** Following any opening prayer and the pledge of  
17 allegiance, the order of business in the senate ~~shall be~~ is as follows:

18          (b) Second order. ~~Introduction and reference of resolutions and joint~~  
19 ~~resolutions~~ Chief clerk's entries.

20 ~~will~~ (c) Third order. Introduction, first reading, and reference of bills proposals.

21          **SECTION 17.** Senate rule 20 (1) (c), (2) (a) and (7) are amended to read:

22          **SENATE RULE 20 (1) (c)** The other standing committees of the senate shall be  
23 created by the committee on senate organization as near to the commencement of the  
24 biennial session as possible.

INSERT 10-20 ✓

1           (2) (a) The chairperson of the committee on senate organization, as near to the  
2 commencement of the biennial session as possible, shall make and report to the  
3 senate all committee appointments of members of the majority and minority parties.  
4 The chairperson of the committee on senate organization shall designate a  
5 chairperson for each senate committee and joint committee.

6           (7) Whenever ~~any~~ a member of the committee on senate organization is  
7 disabled and unable to serve, the senate may select a temporary replacement from  
8 among those senators of the same party affiliation. The replacement terminates  
9 upon the return of the disabled member.

10           **SECTION 18.** Senate rule 20m is amended to read:

11           SENATE RULE 20m. **Committees of conference.** The ~~chairperson of the~~  
12 ~~committee on senate organization~~ president shall appoint the senate members of  
13 committees of conference.

14           **SECTION 19.** Senate rule 21 is amended to read:

15           SENATE RULE 21. **Special committees.** All special committees shall be created  
16 by the committee on senate organization, designating the number and object, and be  
17 appointed by the chairperson of the committee on senate organization. The member  
18 first named ~~shall act as~~ is the chairperson of the special committee.

19           **SECTION 20.** Senate rule 22 (2) is amended to read:

20           SENATE RULE 22 (2) On the question of the confirmation of appointments by the  
21 governor or the state superintendent of public instruction, the vote shall be taken by  
22 ayes and noes, which shall be entered upon the journal. The question of confirmation  
23 of the appointments is not subject to a motion for reconsideration under rule 67. The  
24 senate may, but is not required to, act upon an appointment resubmitted by the  
25 governor or the state superintendent of public instruction when the identical

1 appointment has once been refused confirmation by the senate. The chief clerk shall  
2 record the cumulative status of all appointments in the bulletin of proceedings. The  
3 senate shall inform the governor and the assembly of the senate’s final action on  
4 confirmation of a nomination for appointment that requires assembly confirmation.

5 **SECTION 21.** Senate rule 27 (1), (3) and (4) are amended to read:

6 SENATE RULE 27 (1) The chairperson of the committee to which any bill proposal  
7 is referred shall report in concise form the action of the committee and the date  
8 thereof, and shall authenticate the same by personal signature, e.g. for example:

9 The committee on ..... reports and recommends:

10 Senate Bill 24

11 AN ACT (relating clause)

12 Passage: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator .....

13 Absent or not voting (1), Senator .....

14 Senate Bill 26

15 AN ACT (relating clause)

16 Adoption of Senate Amendment 1: Ayes (5), Senators ..... , ..... , .....

17 , ..... , ..... ; Noes (0); Absent or not voting (0).

18 Passage as amended: Ayes (4), Senators ..... , ..... , ..... , .....

19 Noes (1), Senator ..... ; Absent or not voting (0).

20 Senate Bill 28

21 AN ACT (relating clause)

22 Adoption of Senate Substitute Amendment 1: Ayes (3), Senators ..... ,

23 ..... , ..... ; Noes (2), Senators ..... , ..... ; Absent or not voting (0).

1 Passage as amended: Ayes (2), Senators ..... , ..... ; Noes (2), Senators  
2 ..... , ..... ; Absent or not voting (1), Senator ..... . Reported without  
3 recommendation.

4 Senate Bill 30

5 AN ACT (relating clause)

6 Indefinite postponement: Ayes (5), Senators ..... , ..... , ..... , ..... ,  
7 ..... ; Noes (0); Absent or not voting (0).

8 Senate Bill ..... (LRB- ..... / .....)

9 AN ACT (relating clause)

10 Introduction: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (1),  
11 Senator ..... ; Absent or not voting (0).

12 Assembly Bill 32

13 AN ACT (relating clause)

14 Concurrence: Ayes (4), Senators ..... , ..... , ..... , ..... ; Noes (0);  
15 Absent or not voting (1), Senator ..... .

16 Assembly Bill 34

17 AN ACT (relating clause)

18 Nonconcurrence: Ayes (3), Senators ..... , ..... , ..... ; Noes (0); Absent  
19 or not voting (2), Senators ..... and ..... .

20 Senate Resolution 10

21 A resolution relating to, etc.

22 Adoption: Ayes (3), Senators ..... , ..... , ..... ; Noes (1), Senator  
23 .....; Absent or not voting (1), Senator .....

24 Senate Joint Resolution 50

25 A joint resolution relating to, etc.

1           Indefinite postponement: Ayes (5), Senators .....  
 2           ..... ; Noes (0); Absent or not voting (0).  
 3           ..... Chairperson

4           (3) Any amendment or substitute amendment, recommended by the committee  
 5 for rejection, shall may not be reported to the senate. Any such amendment may,  
 6 upon motion ~~and a majority vote~~, be revived by the vote of the majority of the current  
 7 membership while the proposal is still in the amendable stage.

      \*\*\*\*NOTE: Assembly Rule 76 provides the default rule, which is: "Unless otherwise required by the state constitution, by law, or by legislative rule, all questions are decided by a majority of a quorum." Should the assembly rule be created in the senate rules and this subsection end with the phrase "be revived by the senate while the proposal is still in the amendable stage.?"

8           (4) (a) A committee may report out a proposal or appointment without  
 9 recommendation only if the vote is tied. The committee report shall indicate the  
 10 actual numerical vote on the motion on which the recommendation is based.

11           (b) Notwithstanding par. (a), the chief clerk shall record in the journal that a  
 12 bill proposal is reported without recommendation whenever the bill proposal is  
 13 withdrawn from committee under rule 18 or 41 (1) (d).

14           **SECTION 22.** Senate rule 28 is amended to read:

15           **SENATE RULE 28. Minority reports.** Any member or members dissenting from  
 16 a report of a committee may make a separate report stating the reasons and  
 17 conclusions; and all reports, if decorous in language and respectful to the senate,  
 18 shall be entered at length on the journal. Any minority report shall must be filed on  
 19 the same or the next legislative day as the majority report or recommendation.

20           **SECTION 23.** Senate rule 29 is amended to read:

21           **SENATE RULE 29. Copies of proposals.** ~~Copies of all proposals~~ The primary  
 22 author of a proposal to be introduced or offered shall ~~be presented by the primary~~

1 ~~author~~ present copies of it to the chief clerk, enclosed in a jacket envelope as provided  
2 in rule 30.

3 **SECTION 24.** Senate rule 30 (title), (1) and (3) (a) are amended to read:

4 SENATE RULE 30 (title) **Filing of bills, etc. proposals.** (1) The legislative  
5 reference bureau shall provide jacket envelopes of a suitable size to hold ~~any a~~  
6 proposal and the papers pertaining thereto, respectively, without folding or rolling.  
7 The clerk shall may not file any paper for any purpose, the cover of which has been  
8 either folded or rolled. The jacket envelopes shall must be ~~distinguished~~  
9 distinguishable from those of the assembly by color.

10 (3) (a) The ~~actual~~ date of each public hearing on the proposal.

11 **SECTION 25.** Senate rule 31 (title), (1) and (2) are amended to read:

12 SENATE RULE 31 (title) **Clerical corrections to bills proposals.** (1) ~~Minor~~  
13 The chief clerk shall correct minor clerical errors in any proposal, such as errors in  
14 orthography or grammar, or the use of one word for another, such as “affect” for  
15 “effect,” wrong numbering or references, whether the errors occur in the original ~~bill~~  
16 proposal or in any amendment thereto, ~~shall be corrected by the chief clerk.~~

17 (2) The chief clerk shall insert the enacting or usual enabling clause in any ~~bill~~  
18 proposal before its passage or adoption if the same has been omitted. When  
19 necessary, the chief clerk shall correct the title of any bill so that the title ~~will show~~  
20 shows the sections affected, the subject to which the bill relates, and the making of  
21 an appropriation, if such is made by the bill.

22 **SECTION 26.** Senate rule 32 is amended to read:

23 SENATE RULE 32. **Reference to proposals and other matters.** (1) When first  
24 considered and thereafter each time that a proposal is considered after business  
25 relating to another subject has intervened, it shall be identified in the journal by

1 number and relating clause. Thereafter all reference to ~~any~~ the proposal or petition  
2 either in the journal, or in messages shall must be by number only, except in the  
3 journal where the ayes and noes are entered. The chief clerk shall read the relating  
4 clauses except when the senate directs otherwise, except that in messages of  
5 approval of bills by the governor the chief clerk shall read the bill number only unless  
6 a member requests the relating clause to be read.

7 (2) No later than one-half hour following the adjournment of each ~~day's session~~  
8 legislative day, members may submit to the chief clerk in writing a listing of visitors  
9 from their districts who witnessed a part of the day's ~~session~~ meeting. The list,  
10 together with the record of the guests introduced on that legislative day under rule  
11 17 (4), shall be entered at the end of the day's journal.

12 **SECTION 27.** Senate rule 33 is amended to read:

13 **SENATE RULE 33. Introduction or offering of new proposals;**  
14 **admissibility of identical proposals; admissibility of resolutions in special**  
15 **session.** (1) ~~Any~~ A member may introduce or offer new proposals in accordance with  
16 rule 46 (1). Before ~~introducing or offering~~ a member introduces or offers a new  
17 proposal to the senate, ~~the member shall cause the legislative reference bureau to~~  
18 shall prepare the proposal in the proper form, and with the requisite number of  
19 copies for introduction or offering. A proposal may not be received if it contains  
20 handwritten changes in the copies prepared by the legislative reference bureau.

21 (2) A proposal identical with one already rejected may not be introduced or  
22 offered. However, an assembly bill or joint resolution that is identical to a senate bill  
23 or joint resolution previously rejected by the senate or any bill repealing a former act  
24 of the same biennial session may be introduced or offered.

1           (3) Resolutions offering commendations, congratulations, or condolences,  
2 memorializing congress or an individual, or affecting senate or legislative rules or  
3 ~~procedures~~ proceedings are declared not to be within the meaning of the term  
4 “business” under the constitutional provision limiting the matters to be considered  
5 during special sessions to those enumerated in the governor’s call for a special  
6 session.

7           **SECTION 28.** Senate rule 33 (3) is renumbered senate rule 93 (1d).

8           **SECTION 29.** Senate rule 34 (1) and (4) are amended to read:

9           SENATE RULE 34 (1) All bills and joint resolutions, and all resolutions except  
10 those privileged for immediate consideration under rule 69, ~~shall~~, after being  
11 distributed, must lay over one day before being considered.

12           (4) ~~Any proposal for a certificate~~ A proposed citation under joint rule 7 shall,  
13 when received by the senate and whether originating in this house or in the  
14 assembly, be laid aside to allow time to examine the ~~proposal~~ proposed citation for  
15 its ~~appropriateness under compliance with~~ joint rule 7 (1), (1m), and (2). Upon  
16 approval by the president and the chief clerk, the ~~proposals~~ citations are deemed  
17 considered approved by the senate and shall be so recorded in the journal. If the  
18 president or chief clerk refuses to approve a ~~proposal for a certificate~~ proposed  
19 citation, the committee on senate organization may require the president and chief  
20 clerk to approve it. A written committee report is not necessary.

21           **SECTION 30.** Senate rule 35 is amended to read:

22           SENATE RULE 35. **Three separate readings.** Every bill, and every joint  
23 resolution proposing an amendment to the constitution, ~~shall~~ must receive 3  
24 separate readings by relating clause ~~previous~~ prior to its passage except where  
25 otherwise provided, but ~~shall~~ may not receive 2 readings on the same day.

1           **SECTION 31.** Senate rule 36 (1), (1m) and (2) are amended to read:

2           **SENATE RULE 36 (1)** On the first reading, every bill requiring 3 readings under  
3 rule 35 and all resolutions not privileged by rule 69 shall be referred to the  
4 appropriate committee. The president shall determine the appropriate committee  
5 ~~shall be determined by the president~~ under rule 46 and ~~shall be announced by the~~  
6 chief clerk shall announce referral under the proper order of business. This rule  
7 applies to proposals originating in either house.

8           (1m) (a) On any legislative day when a report, showing the number and relating  
9 clause of proposals introduced or offered ~~for introduction~~ together with the  
10 president's referral, has been provided to the members ~~prior to~~ before the 2nd order  
11 of business, ~~such~~ the provision ~~shall serve~~ serves as the first reading and the  
12 announcement of the referral of ~~such~~ the proposals, and the content of the report  
13 shall be entered in the daily journal under the appropriate order of business.  
14 Rereferral under this rule may be made at any time, but may not be used to satisfy  
15 section 13.093 (1) of the statutes.

16           (b) ~~Whenever the introduction and referral of a senate proposal is introduced~~  
17 or offered and referred ~~or the receipt and referral of an assembly proposal occurs is~~  
18 received and referred on a day on which the senate does not meet, ~~the chief clerk shall~~  
19 ~~record in the journal the appropriate information concerning the proposal and such~~  
20 ~~recording shall constitute~~ clerk's act of recording the proposal in the journal under  
21 rule 46 (1) (b) constitutes the proposal's first reading.

22           (2) (a) All bills introduced in the senate which by any statute require reference  
23 in the senate to a particular committee shall be so referred upon first reading and  
24 all assembly bills when received from the assembly shall be so referred upon first

1 reading except where the assembly record on the bill discloses that the statutory  
2 requirement has been satisfied by reference to the committee in the assembly.

3 (b) Only one such reference is required under this rule and the adoption of an  
4 amendment does not require rereference, but such rereference may be ordered by the  
5 senate at any time before passage or concurrence.

6 (c) Notwithstanding par. (a), the president may refer any a bill that pertains  
7 only incidentally to a matter of concern to a joint survey committee directly to the  
8 committee appropriate to the major substance of that bill, and in that case shall  
9 direct the appropriate joint survey committee to prepare its report on the bill while  
10 that bill is in the possession of the other committee. This rule does not suspend the  
11 requirement that the report of the appropriate joint survey committee must be  
12 received before the bill is given its 2nd reading.

13 **SECTION 32.** Senate rule 37 (2) and (3) are amended to read:

14 SENATE RULE 37 (2) All amendments to ~~the bill~~ a proposal shall be retained in  
15 the original bill jacket for the proposal.

16 (3) Amendments to a substitute amendment already adopted are in order  
17 before the bill or resolution is ordered engrossed and read a 3rd time without  
18 reconsideration of the adoption of the substitute amendment.

19 **SECTION 33.** Senate rule 38 is amended to read:

20 SENATE RULE 38. **Third reading; question.** (1) Upon the 3rd reading of the  
21 bill the question is ~~stated thus:~~ “This bill having been read 3 separate times, the  
22 question is, “Shall the bill pass’ or “Shall the bill be concurred in’,” as the case may  
23 be, or other appropriate language may be used. A proposal on the calendar for 3rd  
24 reading is not subject to amendment but it may, on motion or by unanimous consent,

1 be referred back to 2nd reading for the consideration of proposed amendments. ~~Such~~  
2 ~~a-~~ The motion requires a majority vote and is debatable.

3 (2) The position of a proposal on the calendar for 3rd reading is subject to  
4 removal from that position if ~~such~~ the removal is necessitated by a motion for  
5 reconsideration that is pending or decided under rule 67, but if the motion is  
6 negatively decided before the proposal is reached for consideration under that order,  
7 the position of the proposal under the order remains unchanged.

8 **SECTION 34.** Senate rule 40 is amended to read:

9 **SENATE RULE 40. Bill Proposal amended on 3rd reading to be**  
10 **reengrossed.** If a senate proposal ordered engrossed and read a 3rd time is  
11 amended or otherwise changed it shall be reengrossed before being read a 3rd time.  
12 Any senate proposal that passed the senate with amendments shall be engrossed  
13 under the supervision of the chief clerk before being messaged to the assembly.  
14 However, if the amendment is an unamended substitute amendment, the original  
15 substitute amendment is the bill.

16 **SECTION 35.** Senate rule 41 (1) (a) to (d) and (2) are amended to read:

17 **SENATE RULE 41 (1) (a)** ~~Any A~~ proposal or other matter may be rereferred at any  
18 time ~~previous~~ prior to its passage, except that a motion to withdraw from committee  
19 may not take effect ~~before a-~~ during the 7 days preceding any scheduled committee  
20 hearing ~~if a hearing has been scheduled when the motion to withdraw is made during~~  
21 ~~the week in which the proposal or other matter is scheduled for a public hearing or~~  
22 the 7 days following the date on which a committee hearing is held.

23 (b) A motion to rerefer or withdraw is in order, but the question is divisible, and  
24 the senate having once refused to rerefer or withdraw a proposal or other matter from

1 committee, any subsequent motion to rerefer or withdraw ~~shall require~~ requires a  
2 suspension of the rules.

3 (c) A motion to withdraw a matter from the committee on senate organization  
4 ~~shall~~, if approved, ~~place~~ places the matter on the calendar. A motion to withdraw a  
5 matter from any other committee ~~shall~~, if approved, ~~place~~ places the matter in the  
6 committee on senate organization unless the senate rerefers the matter to a different  
7 committee.

8 (d) Whenever a bill is introduced in the senate or assembly under section 227.19  
9 (5) (e) or 227.26 (2) (f) of the statutes, the bill is considered reported without  
10 recommendation and shall be placed before the committee on senate organization if  
11 a report is not received from the standing committee within 30 days after the date  
12 of referral. This paragraph does not apply if the bill is introduced within 30 days  
13 after the time at which further proposals may not be introduced or offered in the  
14 regular biennial session under joint rule 83 (2).

15 (2) Reference to committee is not in order after a proposal ~~has been~~ is passed  
16 or indefinitely postponed or finally disposed of by any action equivalent thereto.  
17 Questions of reconsideration, concurrence in amendments of the ~~other house~~  
18 assembly, conference committee reports, or executive vetoes may be placed on the  
19 table, but ~~shall~~ may not be referred to committee.

20 **SECTION 36.** Senate rule 42 is amended to read:

21 **SENATE RULE 42. Messaging to the assembly; proposals held during**  
22 **reconsideration period.** (1) Every bill or joint resolution upon which such action  
23 has been taken that it is next to be messaged to the assembly shall be so messaged  
24 by the chief clerk, but shall be held in the chief clerk's office until the time for  
25 reconsideration of the bill or joint resolution has expired. If the rules have been

1 suspended for immediate messaging, the chief clerk shall enter the action in the  
2 history file for the bill or joint resolution. Every privileged joint resolution shall be  
3 is messaged immediately without a suspension of the rules unless it is otherwise  
4 ordered by the senate.

5 (2) A bill or joint resolution that has been ordered immediately messaged to the  
6 assembly by the suspension of this rule is subject to further action by the senate while  
7 the bill or joint resolution is in ~~actual~~ physical possession of the senate. The further  
8 action is contingent upon a motion to rescind the action of ordering its immediate  
9 messaging being decided by a two-thirds vote.

10 **SECTION 37.** Senate rule 45 is amended to read:

11 **SENATE RULE 45. Offering of privileged resolution.** Any A resolution  
12 privileged by rule 69 shall, when sent to the clerk's desk, be read at length by the chief  
13 clerk, but may be read by its relating clause if copies of the text have been distributed  
14 to the members. When so read, the privileged resolution is ~~considered to be~~ before  
15 the senate.

16 **SECTION 38.** Senate rule 46 (1) is renumbered senate rule 46 (1) (a) and  
17 amended to read:

18 **SENATE RULE 46 (1) (a)** Proposals, amendments, petitions, reports,  
19 communications, or other documents that may properly come before the senate shall  
20 be presented by a member thereof to the chief clerk, or a staff member designated by  
21 the chief clerk, at anytime, except as otherwise provided in senate rule 93 (1p) and  
22 joint rule 83 (2). A brief statement of the contents thereof shall must appear thereon,  
23 together with the name of the members introducing or offering the same. If a  
24 document is to be reproduced, the chief clerk shall number the document.

25 **SECTION 39.** Senate rule 46 (1) (b) is created to read:

1           SENATE RULE 46 (1) (b) The chief clerk shall announce each document  
2 introduced or offered under par. (a), and each proposal received from the assembly,  
3 on the next session day under the appropriate order of business. The document or  
4 proposal shall be recorded in the first journal published after the document or  
5 proposal is received by the chief clerk.

6           **SECTION 40.** Senate rule 46 (2) is amended to read:

7           SENATE RULE 46 (2) (a) The chief clerk shall advise the president of documents  
8 that must be referred under the rules and the president shall promptly refer the  
9 document to the appropriate committee. ~~The chief clerk shall announce the referral~~  
10 ~~on the next session day upon reaching the appropriate order of business.~~

11           (b) Within 3 working days after the time of initial referral by the president  
12 under rule 4 ~~(10)~~ (2), a proposed rule may, with consent of the chairperson of the  
13 standing committee, be withdrawn from the standing committee to which it is  
14 referred and rereferred to another standing committee. Such action does not extend  
15 the standing committee review period. Rereferral may be made at any time.

16           (c) Within 5 working days after the time of initial referral by the president  
17 under rule 36 (2), any a proposal or appointment may, with the consent of the  
18 chairperson of the standing committee, be withdrawn from the standing committee  
19 to which it is referred and rereferred to another standing committee. Rereferral  
20 under this rule may be made at any time, but may not be used to satisfy section  
21 13.093 (1) of the statutes.

22           **SECTION 41.** Senate rule 46 (2) (d) is created to read:

23           SENATE RULE 46 (2) (d) The chief clerk shall announce each referral, or  
24 withdrawal and rereferral, provided for under the senate rules on the next session  
25 day under the appropriate order of business. Each referral, or withdrawal and

1 rereferral, shall be recorded in the first journal published after the referral, or  
2 withdrawal and rereferral, occurs.

3 **SECTION 42.** Senate rule 46 (5) is amended to read:

4 **SENATE RULE 46 (5)** A proposed amendment that is offered shall must have a  
5 heading stating the number of the proposal that it is proposed to amend and the  
6 name of the member proposing the amendment. The chief clerk shall read the  
7 number of the amendment. The amendment shall be reproduced. The jacket copy  
8 of the amendment shall be placed in the jacket and copies shall be distributed as  
9 provided by the rules. ~~Amendments filed shall be recorded at the end of each day's~~  
10 ~~journal.~~

11 **SECTION 43.** Senate rule 47 (3) and (4) are amended to read:

12 **SENATE RULE 47 (3)** ~~Any~~ A senate resolution or joint resolution that does not  
13 propose an amendment to the constitution may be referred directly to the committee  
14 on senate organization. When placed on the calendar under rule 18 such resolutions  
15 shall be placed under the proper “2nd reading” order of business and, upon reading,  
16 the question is directly upon adoption or concurrence.

17 (4) During consideration of amendments when both simple amendments and  
18 substitute amendments to a proposal are pending, the question shall, in ascending  
19 numerical order ~~be,~~ is first upon amendments to the substitute amendment, unless  
20 the senate by majority vote otherwise orders.

21 **SECTION 44.** Senate rule 48 is amended to read:

22 **SENATE RULE 48. Reading of amendments.** The chief clerk shall read the full  
23 text of each amendment shall be read to the members by the chief clerk, and the  
24 presiding officer shall state the number of each amendment shall be stated by the

1 ~~presiding officer, but the reading at length may not occur for amendments that have~~  
2 ~~been distributed to the members may not be read at length.~~

3 **SECTION 45.** Senate rule 49 is amended to read:

4 **SENATE RULE 49 Offering amendments.** Amendments shall be numbered in  
5 the order received, and shall bear the name of the member or the committee offering  
6 the same. Amendments shall be prepared in proper form by the legislative reference  
7 bureau, and shall must be offered in compliance with rule 29; except that when the  
8 proposal is debated on 2nd reading amendments may be offered from the floor. The  
9 chief clerk shall have amendments offered from the floor drawn in proper form as  
10 soon as possible and before the ~~bill~~ proposal is subsequently engrossed and delivered  
11 to a committee or to the assembly. This provision does not delay action upon an  
12 amendment offered from the floor.

13 **SECTION 46.** Senate rule 50 (title) is amended to read:

14 **SENATE RULE 50 (title) Amendments Substitute amendments and**  
15 **amendments must be germane, general statement.**

16 **SECTION 47.** Senate rule 50 (1) is renumbered senate rule 50 (1m) and amended  
17 to read:

18 **SENATE RULE 50 (1m)** A standing committee may not report any substitute  
19 amendment or amendment ~~for any to a~~ proposal originating in either house ~~and~~  
20 ~~referred to the committee,~~ and the senate may not consider any substitute  
21 amendment or amendment to a proposal, that ~~relates to a different subject, is~~  
22 ~~intended to accomplish a different purpose, or would totally alter the nature of the~~  
23 original is not germane to that proposal.

24 **SECTION 48.** Senate rule 50 (1) is created to read:

1           SENATE RULE 50 (1) Every substitute amendment and amendment to a proposal  
2 must be germane to that proposal.

3           **SECTION 49.** Senate rule 50 (2) to (4) are amended to read:

4           SENATE RULE 50 (2) ~~Any substitute or~~ A substitute amendment or amendment  
5 ~~reported involving sub. (1) to a proposal~~ may not be considered whenever, before its  
6 adoption, the senate is advised that the same is in violation of this rule, and if the  
7 presiding officer rules on the admissibility of the substitute or amendment when the  
8 question is raised that the substitute amendment or amendment is not germane to  
9 that proposal.

10           (3) ~~The senate may consider~~ presiding officer may rule only on the germaneness  
11 of ~~a senate substitutes and amendments~~ substitute amendment or amendment and  
12 ~~only, and only~~ when the substitute amendment or amendment is before the senate.

13           (4) An amendment to an amendment to a proposal must be germane to the  
14 amendment as well as to ~~the original~~ that proposal.

15           **SECTION 50.** Senate rule 50 (5) is repealed.

16           **SECTION 51.** Senate rule 50 (6) is renumbered senate rule 50 (6) (intro.) and  
17 amended to read:

18           SENATE RULE 50 (6) (intro.) ~~An amendment otherwise germane which adds or~~  
19 ~~repeals material previously adopted or rejected by the senate in another bill is~~  
20 ~~germane. An identical~~ The following substitute amendments or amendments are not  
21 germane:

22           (a) A substitute amendment or amendment or an amendment that is identical  
23 in effect to one previously rejected offered and disposed of as another substitute  
24 amendment or amendment to the same bill or identical to a proposal currently before  
25 ~~the senate is not germane, but such amendments are germane if not identical with~~

1 ~~prior rejected amendments to the same bill or proposals currently before the senate~~  
2 ~~proposal.~~

3 **SECTION 52.** Senate rule 50 (7) is renumbered senate rule 50 (6) (b) and  
4 amended to read:

5 SENATE RULE 50 (6) (b) A substitute amendment or amendment ~~relating to a~~  
6 ~~specific subject or to a general class is not germane to a bill relating to a proposal that~~  
7 ~~relates to a subject that is different specific subject, but an amendment limiting the~~  
8 ~~scope of the proposal is germane~~ from the subject of that proposal, that is intended  
9 to accomplish a purpose that is different from the purpose of that proposal, that  
10 negates that proposal entirely, or that substitutes another proposal pending before  
11 the senate.

12 **SECTION 53.** Senate rule 50 (8) is renumbered senate rule 50 (8) (intro.) and  
13 amended to read:

14 SENATE RULE 50 (8) (intro.) ~~Amendments~~ The following substitute  
15 amendments and amendments are germane:

16 (a) A substitute amendment or amendment proposing methods a method of  
17 raising revenues are germane to for an appropriation bills and amendments bill or  
18 proposing appropriations are germane to an appropriation for a revenue bills.  
19 Amendments bill.

20 (b) A substitute amendment or amendment adding appropriations an  
21 appropriation necessary to fulfill the original intent of a proposal are germane.

22 **SECTION 54.** Senate rule 50 (9) to (11) are repealed.

23 **SECTION 55.** Senate rule 51 is amended to read:

24 SENATE RULE 51. **Amendment in the 3rd degree prohibited.** Amendments  
25 beyond the degree of an amendment to an amendment to the main proposition are

1 prohibited. For the purposes of this rule ~~any~~ a substitute amendment, and ~~any~~ an  
2 assembly amendment to a senate proposal or amendment, are considered a main  
3 proposition.

4 **SECTION 56.** Senate rule 52 is amended to read:

5 **SENATE RULE 52** ~~Motions to be germane; how bills may not be amended.~~

6 A motion or proposition on a subject different from that under consideration may not  
7 be admitted under color of amendment. ~~A proposal may not be amended by annexing~~  
8 ~~thereto or incorporating therein any other proposal pending before the senate.~~

9 **SECTION 57.** Senate rule 55 is amended to read:

10 **SENATE RULE 55. Order of action.** If adverse action is recommended by a  
11 committee, that question shall be is put first. However, the senate may direct the  
12 consideration of amendments, but adoption of amendments does not change the  
13 question.

14 **SECTION 58.** Senate rule 58 is amended to read:

15 **SENATE RULE 58. Member out of order.** ~~Any~~ A member called to order shall  
16 sit down, and may not speak, except in explanation, until it is determined whether  
17 or not the member was in order. When a member is called to order for words spoken,  
18 the exceptional words shall be taken down in writing to better enable the presiding  
19 officer to judge whether they are in violation of the rules.

20 **SECTION 59.** Senate rule 59 is amended to read:

21 **SENATE RULE 59. How members may speak.** Members may not speak except  
22 from their assigned places, and not more than twice on a question, except on leave  
23 of the senate. If a question pending is lost by adjournment and revived on the  
24 succeeding roll call day, a member who spoke twice on the preceding roll call day may  
25 not again speak without leave of the senate.

1           **SECTION 60.** Senate rule 60 is amended to read:

2           **SENATE RULE 60. Personal privilege.** Members may rise to explain matters  
3 personal to themselves by leave of the presiding officer, but may not discuss pending  
4 questions in the explanations. Questions of personal privilege are limited to  
5 questions affecting the rights, reputation, and conduct of the members in their  
6 representative capacities. A member's right to speak on a point of personal privilege  
7 ~~shall have~~ has precedence over all other questions except a motion to adjourn or a  
8 motion to raise a call.

9           **SECTION 61.** Senate rule 62 is amended to read:

10           **SENATE RULE 62. Stating motions.** When a motion is made, ~~it shall be stated~~  
11 ~~by the presiding officer shall state it or read by the chief clerk, previous shall read~~  
12 it prior to debate. If ~~any a~~ member requires it, all motions, except to adjourn,  
13 postpone, or refer, shall be reduced to writing. Except as provided in rule 67, any  
14 motion may be withdrawn by consent of the senate majority of those present.

15           **SECTION 62.** Senate rule 63 (2) is amended to read:

16           **SENATE RULE 63 (2)** These several motions ~~shall~~ have precedence in the order  
17 in which they are set forth in this rule.

18           **SECTION 63.** Senate rule 64 is amended to read:

19           **SENATE RULE 64. Motion to adjourn always in order.** A motion to adjourn  
20 ~~shall is~~ always be in order except when the senate is voting. However, a member may  
21 not move an adjournment when another member has the floor and 2 consecutive  
22 motions to adjourn are not in order unless other business intervenes. A motion to  
23 adjourn to a time certain or to recess ~~shall have~~ has the same privilege as a motion  
24 to adjourn, but such motions ~~shall~~ have the order of precedence prescribed in rule 63.

25           **SECTION 64.** Senate rule 65 is amended to read:

1           **SENATE RULE 65. Laying on table.** (1) A motion to lay on the table has only  
2 the effect of disposing of the matter temporarily and it may be taken from the table  
3 at any time by order of the ~~senate~~ majority of those present.

4           (2) A motion to lay a proposal on the table ~~shall~~, if approved, ~~have~~ has the effect  
5 of returning the matter to the committee on senate organization.

6           (3) A motion to remove a proposal from the table ~~shall~~, if approved, ~~have~~ has  
7 the effect of withdrawing the matter from the committee on senate organization and  
8 placing it on the calendar.

9           **SECTION 65.** Senate rule 67 (1), (3), (6), (7) and (8) are amended to read:

10           **SENATE RULE 67 (1)** A motion to reconsider a question may be made by any a  
11 member having the floor who voted with the majority, or whose position recorded  
12 under rule 75 agreed with the majority. In the case of a voice vote or tie vote, the  
13 motion for reconsideration may be offered by any a member not recorded absent on  
14 the question that is moved to be reconsidered. The motion for reconsideration is  
15 subject to all rules governing debate that apply to the question moved to reconsider.

16           (3) The motion for reconsideration shall be made on the same or the next  
17 succeeding legislative roll call day and it shall be received under any order of  
18 business.

19           (6) A motion for reconsideration, when made on the same day as the action that  
20 is moved to be reconsidered, and not acted upon due to adjournment, other than  
21 adjournment under call on the question, expires with adjournment, but if made on  
22 the following day is not lost by adjournment. A motion to reconsider amendments  
23 to a bill proposal is in order notwithstanding the bill's proposal's advancement to a  
24 3rd reading and a motion to reconsider the advancement is in order notwithstanding  
25 the suspension of the rules to take final action if the motions for reconsideration are

1 otherwise timely and in order. Reconsideration of amendments under this rule shall  
2 have the same priority as to order of action as to amend under rule 63.

3 (7) Whenever a bill proposal is returned from the assembly, the governor, or  
4 elsewhere for further action pursuant to the senate's request for the return, motions  
5 for reconsideration necessarily incident to opening the bill proposal for further action  
6 shall be admitted regardless of the time limitation otherwise imposed by this rule.  
7 Action on executive vetoes or appointments or any motion to suspend the rules ~~shall~~  
8 is not be subject to a motion for reconsideration.

9 (8) A motion for reconsideration, once entered, may only be withdrawn by the  
10 member making the motion, and only within the time when the motion by another  
11 member would still be timely; later only by consent of or action by the senate.

12 **SECTION 66.** Senate rule 68 is amended to read:

13 **SENATE RULE 68. Questions to be decided without debate.** A motion to  
14 adjourn, to adjourn to a fixed time, to take a recess, to lay on the table, to take from  
15 the table, to place a call, to raise a call, to grant a leave, to suspend the rules, or to  
16 reconsider a nondebatable question or a call for the current or previous question, are  
17 decided without debate. ~~And all~~ and may not be placed on the table. All incidental  
18 questions of order arising after a motion is made for any of the questions named in  
19 this rule, and pending the motion, is decided, whether on appeal or otherwise,  
20 without debate.

21 **SECTION 67.** Senate rule 69 is amended to read:

22 **SENATE RULE 69. Privileged motion or resolution.** A motion or resolution  
23 relating to the organization or procedure proceedings of the senate, or to any of its  
24 officers, members, or committees, is privileged in that it need not lie over for

1 consideration, but may be taken up immediately unless referred to the calendar or  
2 committee.

3 **SECTION 68.** Senate rule 70 is amended to read:

4 **SENATE RULE 70. Division of question.** Any A member may call for the  
5 division of a question, which shall be divided if it consists of propositions in substance  
6 so distinct that, one being taken away, a substantive proposition ~~shall remain~~  
7 remains for the decision of the senate. A motion to delete and substitute is  
8 indivisible, but a motion to delete being lost does not preclude an amendment or a  
9 motion to delete and substitute. Division of action directly upon the substance of a  
10 proposal, as to pass, advance to a 3rd reading, indefinitely postpone, or any  
11 equivalent, which division may be accomplished by an amendment, are not  
12 permitted under this rule.

13 **SECTION 69.** Senate rule 72 (2) and (3) are amended to read:

14 **SENATE RULE 72 (2)** Members shall remain in their seats and ~~shall~~ may not be  
15 disturbed by any other person while the ayes and noes are being called.

16 (3) A request for a roll call ~~shall~~ is not be in order after the result of the vote  
17 has been announced.

18 **SECTION 70.** Senate rule 73 (1) is amended to read:

19 **SENATE RULE 73 (1)** All members present when a question is put shall vote as  
20 their names are called. For a special cause the senate may excuse a member from  
21 voting, but it ~~shall~~ is not be in order for a member to be excused after the senate has  
22 commenced voting.

23 **SECTION 71.** Senate rule 74 is amended to read:

1           SENATE RULE 74. **Explanation of vote not allowed.** Explanation by a  
2 member of his or her vote, at the time of the calling of the member's name, shall is  
3 not be allowed.

4           **SECTION 72.** Senate rule 76 is renumbered senate rule 76 (1) and amended to  
5 read:

6           SENATE RULE 76 (1) ~~The committee on senate organization may, or the majority~~  
7 ~~leader and the minority leader if that committee does not object may jointly,~~  
8 ~~designate time~~ Time limits and schedules for debate may be designated in the  
9 manner described in sub. (2). The time limits may be rejected or modified by majority  
10 vote of the senate, but this question is not debatable. The schedules and time limits  
11 shall be announced by the presiding officer immediately upon being presented.  
12 Promptly at the expiration of the time allotted, the presiding officer shall put the  
13 question.

14           **SECTION 73.** Senate rule 76 (2) is created to read:

15           SENATE RULE 76 (2) Time limits and schedules for debate may be designated  
16 under sub. (1) by any of the following means:

17           (a) By the committee on senate organization.

18           (b) Jointly by the majority leader and the minority leader, if the committee on  
19 senate organization does not object.

20           (c) By the presiding officer, if the majority leader and the minority leader do not  
21 object.

22           **SECTION 74.** Senate rule 77 (3) is amended to read:

23           SENATE RULE 77 (3) When any a matter is under consideration any a member  
24 may move the "previous question" or that the "previous question be put." The motion

1 ~~shall is~~ not be debatable and if carried by a majority the main question then pending  
2 before the senate shall be put without debate.

3 **SECTION 75.** Senate rule 78 (1) and (3) are amended to read:

4 SENATE RULE 78 (1) The previous question being moved, the question ~~shall then~~  
5 ~~be is~~: “Shall the main question be now put?”, which question is determined by the  
6 ayes and noes. The main question being ordered to be now put, its effect is to end all  
7 debate, and bring the senate to a direct vote upon the main question.

8 (3) Ordering the previous question at any stage of a proposal ~~shall preclude~~  
9 precludes debate on all questions under that order, but not upon a motion to  
10 reconsider the question terminating that order.

11 **SECTION 76.** Senate rule 80 is amended to read:

12 SENATE RULE 80. **But one call of the senate in order.** On motion for the  
13 previous question, and before the ordering of the main question, one call of the senate  
14 is in order; but after proceedings under the call have been once dispensed with, or  
15 after a majority ~~has ordered~~ orders the main question, a call is not in order before  
16 the decision of the question.

17 **SECTION 77.** Senate rule 82 is amended to read:

18 SENATE RULE 82. **Putting question.** (1) On a call of the senate being moved,  
19 the presiding officer shall say: “It requiring 5 senators to make a call of the senate,  
20 those in favor of the call ~~will~~ shall rise.” And, if a sufficient number rise, the call shall  
21 be thereby ordered without debate.

22 (2) When a motion for a call of the senate ~~has failed~~ fails of the support of the  
23 necessary 5 members, and announcement of that fact ~~has been~~ is made, a 2nd motion  
24 for a call on the same question is not in order unless other business intervenes.

25 **SECTION 78.** Senate rule 85 (5) is amended to read:

1           SENATE RULE 85 (5) RAISING CALL. A motion to raise one or more calls takes  
2 precedence over every other motion, except a motion to adjourn. The affirmative vote  
3 of a majority of ~~the members who are then~~ those present is required for adoption.  
4 Upon adoption of a motion to raise one or more calls, business shall be taken up at  
5 the point at which it was interrupted by the call, except that motions to recess or  
6 adjourn take precedence over the question on which the call was raised, and  
7 subsequent calls on motions unrelated to progress of a proposal are in order. The  
8 motion to raise a call is not amendable.

9           **SECTION 79.** Senate rule 86 is amended to read:

10           SENATE RULE 86. **Sergeant at arms may report.** The sergeant at arms may  
11 make a report of the proceedings under the call at any time. The motion to accept  
12 the report is determined by ayes and noes. The call may not be raised unless a  
13 majority of ~~the members who are then~~ those present vote in favor of the motion. If  
14 the report is not accepted, the sergeant at arms shall proceed to a completion of the  
15 duties under rule 84.

16           **SECTION 80.** Senate rule 87 is amended to read:

17           SENATE RULE 87. **Call raised when absentees present and business**  
18 **disposed of.** When the sergeant at arms reports that all who were absent without  
19 leave are present and names them, the report shall be entered on the journal. The  
20 call ~~shall end~~ ends as soon as the business, pending when the call was made, is  
21 disposed of.

22           **SECTION 81.** Senate rule 88 (1) and (3) are amended to read:

23           SENATE RULE 88 (1) The committee on senate organization ~~shall have~~ has  
24 general supervision and direction over all employees of the senate and may supervise

1 or assign supervision over employees as it considers proper to the chief clerk, to the  
2 sergeant at arms, or to members of the senate.

3 (3) Employees may not be allowed compensation except for such time as they  
4 are actually in attendance, except when absent with leave granted by their superior  
5 officers. Employees are not exempt from this provision on any day of the week. All  
6 employees shall perform such duties in connection with the work of the senate as are  
7 assigned to them by their superior officers, and shall be available at such hours as  
8 their superior officers direct.

9 SECTION 82. Senate rule 90 is amended to read:

10 SENATE RULE 90. **Creating, amending, or repealing rules.** Senate rules  
11 may be created, amended, or repealed by resolution adopted by a vote of a majority  
12 of the senate membership presently serving. The vote is taken by ayes and noes. The  
13 resolution shall set forth the precise detail of the proposed creation, amendment, or  
14 repeal. After the senate rules have been established at the commencement of the  
15 legislative ~~biennium~~ biennial session, any resolution to change the senate rules shall  
16 must lay over one week.

17 SECTION 83. Senate rule 92 is amended to read:

18 SENATE RULE 92. **Continuity of senate rules.** Senate rules are effective until  
19 amended or ~~reseinded~~ repealed by the senate. Senate rules remain in force at the  
20 beginning of a succeeding ~~regular~~ biennial session until superseded by rules adopted  
21 by the senate in the succeeding biennial session of the legislature.

22 SECTION 84. Senate rule 93 (intro.), (1) and (6) are amended to read:

23 SENATE RULE 93. **Special, extended, or extraordinary sessions.** (intro.)  
24 Unless otherwise provided by the senate for a specific special, extended, or  
25 extraordinary session, the rules of the senate adopted for the ~~regular~~ biennial session

1 shall, with the following modifications, apply to each special session called by the  
2 governor and to each extended or extraordinary session called by the senate and  
3 assembly organization committees or called by a joint resolution approved by both  
4 houses:

5 (1) ~~A senate proposal or amendment may not be considered unless it is germane~~  
6 ~~to the subjects enumerated by the governor in the proclamation calling the special~~  
7 ~~session or to the subjects enumerated by the committees on organization or in the~~  
8 ~~joint resolution calling the extended or extraordinary session and accomplishes the~~  
9 ~~special purposes for which the special session was convened or the business specified~~  
10 ~~in the action authorizing the extended floor period or extraordinary session.~~

11 (1p) A senate proposal may not be considered unless it is recommended to be  
12 introduced or offered by the committee on senate organization, the senate committee  
13 on finance, the joint committee on finance, the joint committee on legislative  
14 organization, or by the joint committee on employment relations.

15 (6) Any motion to advance a proposal and any motion to message a proposal to  
16 the ~~other house~~ assembly may be adopted by a majority of those present and voting.

17 **SECTION 85.** Senate rule 94 (1) is amended to read:

18 **SENATE RULE 94 (1)** Whenever directed to do so by the committee on senate  
19 organization, the chief clerk shall recompile and publish the senate manual  
20 containing the senate rules, the joint rules of the senate and assembly, and the  
21 constitution of this state, together with appropriate directories of the members of the  
22 legislature, legislative employees, accredited correspondents of the news media, a  
23 detailed alphabetical index, and such other information approved by the committee  
24 on senate organization as is useful to the members ~~of the senate~~. In recompiling the  
25 senate manual, the chief clerk shall make the spelling and other minor corrections

1 authorized to be made in legislation under rule 31 (1) and (4) and shall consult with  
2 the legislative reference bureau to make any references to provisions of the  
3 constitution, statutes, joint rules, or senate rules conform to the numbers then  
4 assigned to the provisions.

5 **SECTION 86.** Senate rule 96 (1) and (3) are amended to read:

6 **SENATE RULE 96 (1)** The committee on senate organization may request from  
7 the legislative fiscal bureau an original fiscal estimate on ~~any a~~ bill if the committee  
8 believes that a fiscal estimate on the bill will not be completed by the state agency  
9 assigned to prepare the fiscal estimate before the bill receives a public hearing, is  
10 voted on by a senate standing committee, or is considered by the senate.

11 (3) Unless otherwise determined by the senate, failure to receive a fiscal  
12 estimate requested under sub. (1) on a bill that already has one or more original fiscal  
13 estimates ~~shall~~ does not delay consideration of the bill. Unless otherwise determined  
14 by the senate, failure to receive a fiscal estimate requested other than under sub. (1)  
15 on a bill that already has one or more original fiscal estimates requested under sub.  
16 (1) ~~shall~~ does not delay consideration of the bill.

17 **SECTION 87.** Senate rule 97 is amended to read:

18 **SENATE RULE 97. Space assignments.** At the commencement of each biennial  
19 session, the committee on senate organization shall assign to each member the seat  
20 to be occupied by that member during the biennial ~~term~~ session. The schedule of  
21 room assignments to members and committees, and the schedule of meetings of  
22 standing committees, shall follow the schedule of the previous biennial session  
23 unless changed by vote of the committee on senate organization.

24 **SECTION 88.** Senate rule 98 (intro.) is renumbered senate rule 98 (1) and  
25 amended to read:

1 SENATE RULE 98 (1) ~~Any A member of the senate~~ may sponsor a citation on  
2 behalf of the senate to a particular person, group, or organization or to commemorate  
3 a particular event or occasion as specified in the citation. Citations may be issued  
4 during any floor period ~~as well as~~, during any committee work period, or during the  
5 interim period scheduled for the of committee work of the interim committees.  
6 Citations are issued without formal approval by vote of the senate.

7 SECTION 89. Senate rule 98 (1) is renumbered senate rule 98 (1m) and amended  
8 to read:

9 SENATE RULE 98 (1m) Citations may be used in place of resolutions for  
10 commendations, congratulations, and condolences of persons, groups, or  
11 organizations or to give recognition to unusual and important events or occasions,  
12 except that the use of citations ~~shall~~ may not be abused. The committee on senate  
13 organization may more specifically interpret this subsection.

14 SECTION 90. Senate rule 98 (3) and (4) (intro.) are amended to read:

15 SENATE RULE 98 (3) ~~A The president and chief clerk shall sign a citation on~~  
16 behalf of the senate ~~shall be signed by the president and by the chief clerk~~. If so  
17 signed, it is considered approved by the senate and shall be so recorded in the journal. ←

18 If the president or chief clerk refuses to approve a citation, the committee on senate  
19 organization may require the president and chief clerk to approve it. A copy of the  
20 finished citation shall be provided to the issuing senator, and another copy thereof  
21 shall be filed in the legislative reference bureau.

22 (4) (intro.) All citations on behalf of the senate ~~shall~~ must be prepared on an  
23 artistic form, ~~shall~~ must first be approved by the committee on senate organization,  
24 ~~shall~~ must be suitable for framing, and ~~shall~~ must be in substantially the following  
25 form:

The issuing senator may also sign the citation.

1           **SECTION 91.** Senate rule 99 (3) to (8), (16), (17), (20), (27) to (28), (33), (35), (36),  
2           (39), (40), (44), (48), (50), (50m), (52) to (54), (57m), (59), (62), (63), (66), (70) to (73)  
3           and (79) are amended to read:

4           **SENATE RULE 99 (3) ADOPTION:** Approval of a motion, amendment, substitute  
5           amendment, simple resolution, or joint resolution [see also subs. (16) and (54)].

6           (4) **AMENDMENT:** A suggested alteration in any a proposal or amendment, often  
7           referred to as a simple amendment in distinction to a substitute amendment, which  
8           is intended to take the place of the proposal.

9           (5) **APPEAL:** A member's challenge of a ruling on a point of order. To prevail,  
10          an appeal requires the support of a majority of ~~the members present~~ a quorum.

11          (7) **BILL:** A proposed change of law originating in either house, requiring  
12          passage by one house and concurrence of the other house of the legislature and  
13          approval of the governor, or passage notwithstanding the objections of the governor  
14          by a two-thirds vote in each house, or that becomes law without the signature of the  
15          governor, before becoming effective.

16          (8) **CALENDAR:** The agenda for any a legislative day.

17          (16) **CONCURRENCE:** The action by which one house agrees to a proposal or action  
18          of the other house [see also subs. (3) and (54)].

19          (17) ~~CONFERENCE COMMITTEE~~ COMMITTEE OF CONFERENCE: A committee of  
20          representatives to the assembly and of senators, appointed to resolve differences on  
21          a specific proposal.

22          (20) **CURRENT MEMBERSHIP:** The members of one of the houses, certified as  
23          elected in the last general election, omitting those who have subsequently resigned,  
24          have been removed, or have died.

1           (27) EXPUNGE: To remove material from the record and thus undo some senate  
2           action.

3           (27m) EXTRAORDINARY SESSION: The convening of the legislature by the  
4           assembly and senate committees on organization or by ~~petition or~~ joint resolution of  
5           the legislature to accomplish the business specified in the action calling the session.  
6           When used to continue a floorperiod of the ~~regular~~ biennial session for a limited  
7           purpose, the extraordinary session is referred to as an extended session.

8           (28) FISCAL ESTIMATE: A memorandum ~~by a state agency~~ pursuant to joint rules  
9           41 to ~~49~~ 50, explaining the impact of a bill on state or local finances.

10          (33) HISTORY: A record of actions on ~~any given~~ a proposal.

11          (35) INDEFINITE POSTPONEMENT: A motion to kill a proposal in its house of origin  
12          for a ~~legislative~~ biennial session.

13          (36) INTRODUCTION: The formal presentation of a bill before one of the houses  
14          [see also sub. (50m)].

15          (39) JOINT RESOLUTION: A proposal requiring adoption by both houses, to: a)  
16          express the opinion of the legislature; b) change the joint rules of the legislature; c)  
17          propose an amendment to the state constitution; or d) propose or ratify an  
18          amendment to the U.S. constitution.

19          (40) JOINT RULES: The common rules of ~~procedure~~ proceedings adopted by both  
20          houses.

21          (44) MAIN MOTIONS AND QUESTIONS: The final affirmative question concerning  
22          a proposal during any stage of its consideration or ~~any~~ a motion made or question  
23          raised when no other matter is before the house. Main questions have lower  
24          precedence than privileged, incidental, and subsidiary questions.

1 (48) MEMBERS PRESENT: Those members in attendance at a daily session  
2 meeting of the senate.

3 (50) NONCONCURRENCE: The refusal of one house to agree to a proposal,  
4 amendment, or action of the other.

5 (50m) OFFER: The formal presentation of a joint resolution, resolution,  
6 substitute amendment, amendment, or motion before a house [see also sub. (36)].

7 (52) PAIR: A written agreement between 2 members on opposite sides of a  
8 question not to vote on that question while one or both are absent with leave, ~~thereby~~  
9 permitting which permits the absent member to influence the outcome of a vote.

10 (53) PARLIAMENTARY INQUIRY: A request for an explanation of a legislative rule  
11 or procedure proceeding.

12 (54) PASSAGE: Final approval in the first house of a bill introduced in that house  
13 if referring to action of one house and final approval of both houses of a bill introduced  
14 in either house if referring to action of both houses [see also subs. (3) and (16)].

15 (57m) PRESIDENT PRO TEMPORE: A member of the senate, elected by the  
16 membership to carry out the duties of the president in his or her absence until the  
17 return of the president or until a president is elected.

18 (59) PRIVILEGED MOTIONS AND REQUESTS: A group of motions and requests  
19 relating to basic questions concerning the meetings, organization, rules, rights, and  
20 duties of the senate or assembly and its members and having the highest precedence  
21 for consideration. Privileged motions and requests take precedence over incidental,  
22 subsidiary, and main questions.

23 (62) QUORUM: A majority of the current senate membership of one of the houses,  
24 unless otherwise required by the state constitution.

1           (63) RECESS: A temporary suspension of business during a roll call day ~~of the~~  
2           year.

3           (66) REGULAR SESSION: The biennial session of the legislature established by the  
4           constitution and by section 13.02 of the statutes. The Wisconsin legislature convenes  
5           in the capitol on the first Monday of January in each odd-numbered year at 2 p.m.  
6           to take the oath of office, to select officers, and to organize itself for the conduct of its  
7           business, but if the first Monday falls on January 1 or 2, the legislature organizes on  
8           January 3. Daily meetings begin in January of each year and continue throughout  
9           the ~~biennium~~ biennial session until the final adjournment of the biennial session.  
10          “Session” is also often used to refer to the daily meetings of the legislature.

11          (70) RESCIND: An action by which one of the houses nullifies an action ~~or actions~~  
12          on a proposal so as to enable the house to again consider a proposal from a given  
13          stage. When ~~such a~~ motion to rescind prevails, the house resumes its consideration  
14          of a proposal at the stage indicated in the motion.

15          (71) RESOLUTION: A proposal: ~~a) expressing the opinion of one of the houses;~~  
16          ~~or b) changing the rules of one of the houses; or confirming a nomination for~~  
17          appointment.

18          (73) ROLL CALL DAY: A legislative day on which ~~any~~ a roll call is taken.

19          (79) SINE DIE ADJOURNMENT: The final adjournment of a legislative biennial or  
20          special session.

21          **SECTION 92.** Senate rule 99 (17) is renumbered senate rule 99 (14m) and  
22          amended to read:

23          **SENATE RULE 99 (14m)** ~~CONFERENCE COMMITTEE~~ COMMITTEE OF CONFERENCE: A  
24          committee of representatives to the assembly and of senators, appointed to resolve  
25          differences on a specific proposal.



Sec #, am; Senate rule 18 (1)

→ no hold; ~~CS~~ no hold

Senate Rule 18 ~~XXXXXXXXXXXXXXXXXXXX~~

↳ (1) All proposals, appointments, or other business, referred to a committee and reported by it to the senate or withdrawn from it by the senate, all proposals or amendments received from the assembly for senate concurrence, and all reports from conference committees and veto messages received by the senate, shall be placed in the committee on senate organization. Any such business deposited with the chief clerk on a day when the senate does not meet may be placed in the committee on senate organization immediately, but shall be formally received by the senate on its next meeting day. The committee on senate organization shall establish a calendar, grouping together proposals, appointments, or other business according to similar subjects and in an appropriate order, and in such numbers as to constitute a workable and up-to-date calendar schedule. The committee on senate organization shall place a proposal, appointment, or other business on the calendar when directed to do so by a majority vote of the senate. ~~The chairperson of the committee on senate organization may place a proposal, appointment, or other business that is in the committee on senate organization on a calendar that has been established by the committee.~~

INSERT 10-20 ✓

**Mentkowski, Annie**

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**From:** Ottman, Tad  
**Sent:** Wednesday, February 12, 2003 12:40 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-1538/1 Topic: Senate rules for start of session

It has been requested by <Ottman, Tad> that the following draft be jacketed for the SENATE:

Draft review: LRB 03-1538/1 Topic: Senate rules for start of session

Ted Sawyer's file

3-11-03

1538/P2

SR 98 - legislative citation - add a provision  
that also be signed by sponsoring member  
if he or she chooses to do that.

par. 2. of the drafter's note - Ted thought had  
submitted some language related. That did  
not get into the draft.

- amendments in the 3 degree  
prohibited by rule 51

hope to have rest of instructions by end of the day -

SR 18 - delete ability of senate org to place proposal  
etc on calendar

see P1  
page 18 - LS 18-21.

CCC

2003 Senate Resolution 3

1538/1

#. Page 31, line 15: delete "have" and  
substitute "have has".

#. Page 33, line 3: delete "be" and  
substitute "fe".

JMG:

*for this?*  
*KG No please do as*  
*Peter: Was a CC done*

1 motion for reconsideration may be offered by ~~any~~ a member not recorded absent on  
2 the question that is moved to be reconsidered. The motion for reconsideration is  
3 subject to all rules governing debate that apply to the question moved to reconsider.

4 (3) The motion for reconsideration shall be made on the same or the next  
5 succeeding legislative roll call day and it shall be received under any order of  
6 business.

7 (6) A motion for reconsideration, when made on the same day as the action that  
8 is moved to be reconsidered, and not acted upon due to adjournment, other than  
9 adjournment under call on the question, expires with adjournment, but if made on  
10 the following day is not lost by adjournment. A motion to reconsider amendments  
11 to a bill proposal is in order notwithstanding the bill's proposal's advancement to a  
12 3rd reading and a motion to reconsider the advancement is in order notwithstanding  
13 the suspension of the rules to take final action if the motions for reconsideration are  
14 otherwise timely and in order. Reconsideration of amendments under this rule shall

15 ~~have the same priority as to order of action as to amend under rule 63.~~ *has*

16 (7) Whenever a bill proposal is returned from the assembly, the governor, or  
17 elsewhere for further action pursuant to the senate's request for the return, motions  
18 for reconsideration necessarily incident to opening the bill proposal for further action  
19 shall be admitted regardless of the time limitation otherwise imposed by this rule.  
20 Action on executive vetoes or appointments or any motion to suspend the rules shall  
21 is not be subject to a motion for reconsideration.

22 (8) A motion for reconsideration, once entered, may only be withdrawn by the  
23 member making the motion, and only within the time when the motion by another  
24 member would still be timely; later only by consent of or action by the senate.

25 SECTION 67. Senate rule 68 is amended to read:

???  
ccc

1 SENATE RULE 72 (2) Members shall remain in their seats and shall may not be  
2 disturbed by any other person while the ayes and noes are being called.

3 (3) A request for a roll call shall is not ~~be~~ <sup>e-strike??</sup> in order after the result of the vote  
4 has been announced.

5 SECTION 71. Senate rule 73 (1) is amended to read:

6 SENATE RULE 73 (1) All members present when a question is put shall vote as  
7 their names are called. For a special cause the senate may excuse a member from  
8 voting, but it shall is not ~~be~~ in order for a member to be excused after the senate has  
9 commenced voting.

10 SECTION 72. Senate rule, 74 <sup>✓</sup> is amended to read:

11 SENATE RULE 74. **Explanation of vote not allowed.** Explanation by a  
12 member of his or her vote, at the time of the calling of the member's name, shall is  
13 not ~~be~~ allowed.

14 SECTION 73. Senate rule 76 is renumbered senate rule 76 (1) and amended to  
15 read:

16 SENATE RULE 76 (1) ~~The committee on senate organization may, or the majority~~  
17 ~~leader and the minority leader if that committee does not object may jointly,~~  
18 ~~designate time~~ Time limits and schedules for debate may be designated in the  
19 manner described in sub. (2). The time limits may be rejected or modified by majority

20 vote of the senate, but this question is not debatable. The schedules and time limits  
21 shall be announced by the presiding officer immediately upon being presented.  
22 Promptly at the expiration of the time allotted, the presiding officer shall put the  
23 question.

24 SECTION 74. Senate rule 76 (2) is created to read:

33-18



State of Wisconsin  
2003-2004 LEGISLATURE

**CORRECTIONS IN:**

**2003 SENATE RESOLUTION 3**

Prepared by the Legislative Reference Bureau  
(March 3, 2003)

1. Page 31, line 15: delete "have" and substitute "have has".
2. Page 33, line 3: delete "be" and substitute "be".